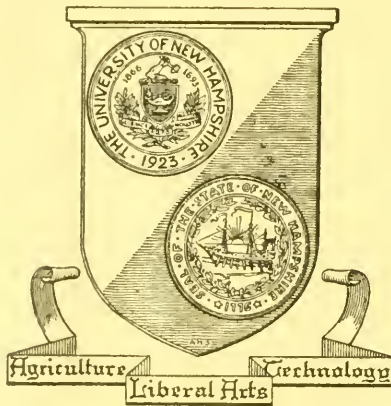


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OF THE
HONORABLE SENATE

JANUARY SESSION OF 1955

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JOURNAL

OF THE

HONORABLE SENATE

JANUARY SESSION OF 1955

WEDNESDAY, JANUARY 5, 1955

At eleven o'clock in the forenoon of the first Wednesday in January in the year of our Lord, one thousand nine hundred and fifty-five, being the day prescribed by the Constitution for the Legislature of New Hampshire to assemble at the Capitol in the city of Concord in said State, and His Excellency the Honorable Hugh Gregg, Governor, having come into the Senate Chamber, took and subscribed the oaths of office, and were duly qualified as senators agreeably to the provisions of the Constitution, namely:

- | | | |
|-----------|-----|-----------------------|
| Dist. No. | 1. | Laurier A. Lamontagne |
| | 2. | Daniel A. O'Brien |
| | 3. | Norman A. McMeekin |
| | 4. | Fred H. Washburn |
| | 5. | Archibald H. Matthews |
| | 6. | Otto G. Keller |
| | 7. | James C. Cleveland |
| | 8. | J. Laban Ainsworth |
| | 9. | John R. Powell |
| | 10. | Irene Weed Landers |
| | 11. | Robert English |
| | 12. | |
| | 13. | Louis W. Paquette |
| | 14. | Eralsey C. Ferguson |
| | 15. | Raymond K. Perkins |
| | 16. | Norman A. Packard |
| | 17. | Marye Walsh Caron |
| | 18. | Thomas B. O'Malley |
| | 19. | Paul H. Daniel |
| | 20. | J. Paul LaRoche |
| | 21. | Frederick C. Smalley |

- 22. Benjamin C. Adams
- 23. Dean B. Merrill
- 24. Harry H. Foote

Senator J. Wesley Colburn was absent, due to illness.

His Excellency, the Governor, withdrawing, the Senate was called to order by Benjamin F. Greer, Clerk of the 1953 session of the Senate.

The Clerk stated that the first business was the election of a temporary presiding officer.

On motion of Senator Adams, Senator Packard was chosen temporary presiding officer.

The Clerk requested Senators Caron and Landers to conduct the temporary presiding officer to the Chair.

The Chairman requested the presentation of nominees for the office of President of the 1955 Senate.

Senator McMeekin offered to the Senate the name of Raymond K. Perkins.

Senator Ainsworth seconded the nomination.

Senator Paquette offered to the Senate the name of Senator O'Malley.

Senator Caron seconded the nomination.

The Senate proceeded to the choice of a President by balloting with the following result:

Whole number of votes cast	23
Necessary for choice	12
Honorable Thomas B. O'Malley	6
Honorable Raymond K. Perkins	17

The Honorable Raymond K. Perkins, having received a majority of all the votes cast, was declared elected.

On motion of Senator O'Malley, the election of Senator Perkins was made unanimous.

The presiding officer requested Senators Caron and Landers to escort the President to the Chair.

The President, having assumed the Chair, addressed the Senators as follows:

Almost two years ago to the day, I had the great honor and privilege of being selected as the Speaker of the House of Representatives. Again, I have been given one of the greatest

honors that a resident of New Hampshire may achieve, and that is to be selected as the President of this distinguished Senate. For this signal honor that you have bestowed upon me, I am most grateful and appreciative.

In accepting the responsibilities of presiding over your legislative deliberations, I can assure you that I shall make use of my best endeavors to perform and discharge those duties fairly, faithfully and impartially.

While I am fully aware of the high responsibilities of this office, I know that I can rely with unlimited confidence upon your forbearance, your kindness and your generous support and counsel in the discharge of those many tasks that will devolve upon me. In the weeks and months to come, numerous bills relating to sundry subjects will be introduced for the consideration and action of this Body. While on one hand, we should strive to avoid excessive, unreasonable, and partial legislation, we must, on the other hand, strive to meet the real needs of our communities and of our citizenry as a whole. It is our responsibility and duty to place upon the Statute books only those laws that experience and intelligence shall have demonstrated to be necessary and essential; being restricted in our field of subjects only to that extent that such laws are not repugnant to the constitution of the State of New Hampshire, and constitution and laws of the United States of America.

I pledge you that in the discharge of my every duty, I shall ever bear in mind that I have been selected to this office only to serve you, so that each and every one of us may more expeditiously and more intelligently carry out the mandates of our office for the benefit of our respective constituents.

Allow me to express the hope that during this session our deliberations may be marked by courtesy, tolerance and kindness to one another, so that the results of our united labors shall promote the true interest and honor of our State, and of this Honorable Senate.

On motion of Senator Foote, the following resolution was adopted:

Resolved, That Benjamin F. Greer as Clerk be elected by acclamation; that Frank M. Ayer as Assistant Clerk be elected by acclamation; that Nathan A. Tirrell as Sergeant-at-Arms be elected by acclamation; that Daniel Cronin as Doorkeeper

be elected by acclamation; and that George J. Martin as Messenger be elected by acclamation; and that Benjamin F. Greer, Frank M. Ayer, Nathan A. Tirrell, Daniel Cronin, and George J. Martin, are hereby elected for the several positions named, respectively.

Thereupon Benjamin F. Greer, Frank M. Ayer, Nathan A. Tirrell, Daniel Cronin, and George J. Martin appeared, signified their acceptance of the office to which they were elected respectively, and were duly sworn to the faithful discharge of their duties before the President.

A true record:

BENJAMIN F. GREER,
Clerk for 1953-1954.

A true copy—Attest:

BENJAMIN F. GREER,
Clerk for 1953-1954.

On motion of Senator Landers, the following resolution was adopted:

Resolved, That until otherwise ordered the Senate will meet at eleven o'clock in the forenoon, and at two o'clock in the afternoon.

On motion of Senator Caron, the following resolution was adopted:

Resolved, That the Secretary of State be requested to furnish the Senate with the official returns of votes from the various Senatorial Districts for the State.

On motion of Senator McMeekin, the following resolution was adopted:

Resolved, That the return of votes from the several Senatorial Districts be referred to a select committee of three with the instruction to examine and count the same, and report to the Senate whether any vacancies exist, and if so, in what Senatorial District.

Pursuant to the above resolution, the President appointed as members of such committee Senators O'Brien, Washburn and O'Malley.

On motion of Senator O'Malley, the following resolution was adopted:

Resolved, That the House of Representatives be informed that the Senate having assembled, has organized by the choice of Raymond K. Perkins as President, Benjamin F. Greer as Clerk, Frank M. Ayer as Assistant Clerk, Nathan A. Tirrell as Sergeant-at-Arms, Daniel Cronin as Doorkeeper, and George J. Martin as Messenger, is now ready to proceed with the following business of the session.

On motion of Senator Packard, the following resolution was adopted:

Resolved, That the Clerk be instructed to procure the services of two stenographers, to perform such duties as may be assigned to them.

Pursuant to the foregoing resolution, the Clerk procured the services of Mrs. Esther T. Hurd of Concord as head stenographer and Mrs. Virginia Easton of Henniker as assistant stenographer.

On motion of Senator Keller, the following resolution was adopted:

Resolved, That the President be authorized to appoint an assistant messenger and a telephone messenger for the ensuing session.

On motion of Senator Ainsworth, the following resolution was adopted:

Resolved, That all bills and joint resolutions reported by the committees, with the exception of new bills originating in the committees, shall be handed to the Clerk, who shall cause a list of said bills and joint resolutions to be published in the Appendix to the daily Journal together with a report of the committee previous to their presentation to the Senate.

On motion of Senator Ferguson, the following resolution was adopted:

Resolved, That the Clerk of the Senate be authorized to furnish at the expense of the State during the session of 1955 two such daily newspapers printed within the State to the members and officers of the Senate as such members and officers may select and to the Governor and Council.

The Honorable Secretary of State appeared and presented the official returns of the various Senatorial Districts of the State.

On motion of Senator Merrill, the following resolution was adopted:

Resolved, That the House of Representatives be informed that the Senate will be ready to meet the House in joint convention for the purpose of canvassing the votes for Governor and Councilors agreeably to the provisions in the Constitution at 2:00 o'clock this afternoon, and for the election of a Secretary of State and State Treasurer.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following resolutions:

Resolved, That the Honorable Senate be informed that the House of Representatives has organized by the choice of Charles Griffin as Speaker; Robert Stark as Clerk; Francis Tolman as Assistant Clerk; Lloyd Fogg as Sergeant-at-Arms; and Mabel Richardson, Sherman Greer, Bertha Boutwell, and Harry Robinson as doorkeepers.

Resolved, That the House of Representatives will be ready to meet the Honorable Senate at 12 o'clock today for the purpose of receiving His Excellency, the Governor, and any communication he may be pleased to make.

The President declared a recess.

(Recess)

The Senate re-assembled.

(See House Proceedings)

The Senate re-assembled.

On motion of Senator Packard, the Senate voted to reconsider its action in adopting the resolution previously offered by Senator Ferguson relative to newspapers.

Senator Cleveland moved that the resolution be amended by adding the words "or weekly or Sunday papers" so that said resolution as amended will read as follows:

Resolved, That the Clerk of the Senate be authorized to furnish at the expense of the State during the session of 1955

two such daily newspapers, or weekly or Sunday papers, printed within the State to the members and officers of the Senate as such members and officers may select and to the Governor's Council.

On a *viva voce* vote, the affirmative prevailed, and the resolution as amended was adopted.

House Message

The following message was received from the House of Representatives, by its Clerk.

Mr. President:

Resolved, That the Honorable Senate be informed that the House of Representatives will be ready to meet the Senate in Joint Convention for the purpose of canvassing the votes for Governor and Councilors agreeably to the Constitution at 12 o'clock, and for the election of a Secretary of State and State Treasurer.

The message further stated that the House of Representatives has passed the following concurrent resolution, in the passage of which it asks the concurrence of the Honorable Senate:

Whereas, the Attorney General has filed with this General Court his report of his investigation of subversive matters, as provided by chapter 307 of the Laws of 1953, and

Whereas, the members of the General Court have been or will be furnished by Tuesday, January 11th, with copies of such report, now therefore be it

Resolved by the House of Representatives, the Senate concurring: That any surplus copies of said Report be lodged in the office of the Attorney General and said Attorney General be and hereby is authorized and directed to make such distribution of said copies as may seem to him to be in the public interest.

On motion of Senator Packard, the Senate voted to concur in the adoption of the above concurrent resolution.

On motion of Senator Matthews, the rules were suspended and all business in order for this afternoon at 2 o'clock was made in order at the present time.

On motion of Senator Landers, the Senate adjourned.

THURSDAY, JANUARY 6, 1955

The Senate met according to adjournment.

Leave of Absence

Senator Colburn was granted leave of absence for the day on account of illness.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has voted to adopt the following resolution:

Resolved, That the Honorable Senate be notified that the House of Representatives will be ready to meet the Senate in joint convention at 11:50 o'clock for the purpose of receiving His Excellency, the Governor, and any communication that he may be pleased to make, and for the transaction of such other business as may properly come before such convention.

On motion of Senator Ainsworth, the following resolution was adopted:

Resolved, That the Senate be ready to meet the House of Representatives in joint convention as suggested by the House Message, at 11:50 o'clock, for the purpose of receiving His Excellency, the Governor, and any communication that he may be pleased to make, and for the transaction of any other business that may properly come before such convention.

On motion of Senator Ferguson, the following resolution was adopted:

Resolved, That the President be authorized to appoint a committee of three to procure and assign suitable rooms for the various committees of the Senate.

Pursuant to the foregoing resolution, the President appointed as members of such committee, Senators Foote, Ferguson and Paquette.

Committee Report

The select committee, to whom was referred the various returns of votes for Senators from the several Districts, hav-

ing attended to their duties and having examined the returns made to the Secretary of State and the records in the office of said secretary, report that they find the state of the vote returned from the several districts as follows:

First District

Laurier A. Lamontagne, Berlin, d	4,550	
Philip A. Fortier, Berlin, r	2,988	
	<hr/>	
Plurality for Lamontagne		1,562

Second District

Daniel A. O'Brien, Lancaster, r and d	4,791
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Third District

Norman A. McMeekin, Haverhill, r	4,125
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Fourth District

Fred H. Washburn, Bartlett, r	4,861	
John H. Fuller, Eaton, d	1,113	
	<hr/>	
Plurality for Washburn		3,748

Fifth District

Archibald H. Matthews, New Hampton, r	5,470
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Sixth District

Otto G. Keller, Laconia, r	5,952
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Seventh District

James C. Cleveland, New London, r	4,231	
Olaf E. Wells, Canterbury, d	2,740	
	<hr/>	
Plurality for Cleveland		1,491

Eighth District

J. Laban Ainsworth, Claremont, r	5,276	
Fred V. Caliri, Claremont, d	3,651	
	<hr/>	
Plurality for Ainsworth		1,625

Ninth District

John R. Powell, Sutton, r	5,295
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Tenth District

Irene Weed Landers, Keene, r	4,497
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Hugh F. Waling, Keene, d	2,512
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Plurality for Landers	1,985
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Eleventh District

Robert English, Hancock, r and d	6,399
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Twelfth District

J. Wesley Colburn, Nashua, r	5,990
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Thirteenth District

Louis W. Paquette, Nashua, d	7,373
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Abraham J. Goodman, Nashua, r	2,110
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Plurality for Paquette	5,263
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Fourteenth District

Eralsey C. Ferguson, Pittsfield, r	5,153
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Edgar G. Bellerose, Pembroke, d	4,333
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Plurality for Ferguson	820
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Fifteenth District

Raymond K. Perkins, Concord, r	3,825
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Sixteenth District

Norman A. Packard, Manchester, r and d	6,272
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Seventeenth District

Marye Walsh Caron, Manchester, d	3,680
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Daniel F. Cronin, Manchester, r	3,159
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Plurality for Caron	521
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Eighteenth District

Thomas B. O'Malley, Manchester, d	8,087
Thuribe Gelinas, Manchester, r	2,226

Plurality for O'Malley 5,861

Nineteenth District

Paul H. Daniel, Manchester, d and r	4,261
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Twentieth District

J. Paul LaRoche, Rochester, d	6,682
Letha Ellen Furlong, Somersworth, r	4,373

Plurality for LaRoche 2,309

Twenty-First District

Frederick C. Smalley, Dover, r	4,984
William N. Shaheen, Dover, d	3,459

Plurality for Smalley 1,525

Twenty-Second District

Benjamin C. Adams, Derry, r and d	12,120
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Twenty-Third District

Dean B. Merrill, Hampton, r	7,377
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Twenty-Fourth District

Harry H. Foote, Portsmouth, r	4,575
Samuel A. McMaster, Portsmouth, d	4,231

Plurality for Foote 344

The Chair declared a Recess.

Recess

The Senate re-assembled.

(See House Proceedings)

The Senate re-assembled.

On motion of Senator O'Malley, the rules were suspended, and all business in order for two o'clock was made in order at the present time.

On motion of Senator Matthews, the following resolution was adopted:

Resolved, That when the Senate adjourns today it be to meet Tuesday morning at 11 o'clock.

On motion of Senator Ainsworth, the Senate adjourned.

TUESDAY, JANUARY 11, 1955.

The Senate met according to adjournment.

Leaves of Absence

Senators O'Brien and Keller were granted leaves of absence for the day on account of important business.

The President announced the following Standing Committees of the Senate:

Standing Committees of the Senate

Agriculture — Senators O'Brien, Cleveland, Merrill, Colburn, LaRoche.

Banks and Insurance — Senators Matthews, Keller, Merrill, Ainsworth, Caron.

Education — Senators Landers, Smalley, Adams, O'Brien, Paquette.

Elections — Senators English, Powell, Daniel.

Engrossed Bills — Senators McMeekin, Landers, Lamontagne.

Finance — Senators Merrill, McMeekin, Ferguson, English, Smalley, Caron, Daniel.

Fisheries and Game — Senators Washburn, Cleveland, Ainsworth, O'Brien, LaRoche.

Interstate Cooperation — The President, Senators Foote, Matthews, Ferguson, O'Malley.

Judiciary — Senators Cleveland, Matthews, Keller, Washburn, Landers, O'Malley, Paquette.

Labor — Senators Keller, Ferguson, Washburn, Ainsworth, Lamontagne.

Liquor Laws — Senators Foote, Colburn, Adams, O'Brien, O'Malley.

Military and Veterans' Affairs — Senators Powell, Cleveland, McMeekin, Caron, Daniel.

Public Health — Senators Smalley, Matthews, Keller, Paquette, LaRoche.

Public Welfare and State Institutions — Senators Ferguson, Packard, Landers, Merrill, Caron.

Public Works — Senators Packard, Foote, Colburn, Powell, Daniel.

Resources, Recreation and Development — Senators Adams, English, Washburn, Smalley, Lamontagne.

Rules — The President, Senators McMeekin and O'Malley.

Transportation — Senators Colburn, Packard, English, Lamontagne, LaRoche.

Ways and Means — Senators Ainsworth, Powell, Packard, Adams, Foote, O'Malley, Paquette.

Announcement

The President announced that the Senator from District No. 3, Norman A. McMeekin, will serve as Majority Floor Leader for the duration of the session.

Appointments

Pursuant to a previously adopted resolution, the Chair appointed as Telephone Messenger for the Senate, Mrs. Frances M. Doherty of Laconia, and as Assistant Messenger, Maurice Youmans of Warner.

On motion of Senator Matthews, the following resolution was adopted:

Resolved, That the rules of the Senate, as printed in the Digest of Handy Information and the Joint Rules of the Senate

and the House of Representatives adopted by the session of 1953, be adopted by the present session.

Introduction of Bills

Senator Cleveland introduced the following entitled bills, which were read a first and second time, laid on the table to be printed, and referred:

To the Committee on Judiciary:

Senate Bill No. 1, An Act relative to speed regulations for motor vehicles.

Senate Bill No. 2, An Act relative to reimbursement to towns and cities for land taken by the U. S. for flood control.

Senator Ferguson introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred:

To the Committee on Judiciary:

Senate Bill No. 3, An Act relative to election campaign receipts and expenditures and their publication.

Senator Landers introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred:

To the Committee on Judiciary:

Senate Bill No. 4, An Act relative to write-in votes for nomination as state senator and representative.

Senator Foote introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred:

To the Committee on Judiciary:

Senate Bill No. 5, An Act relative to audit of the accounts of the city of Portsmouth.

The President declared a short recess, subject to the call of the Chair.

Recess

The Senate re-assembled.

Introduction of Guest

The President welcomed to the Senate former State Senator Suzanne Loizeaux of District No. 3.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following joint resolution, in the passage of which it asks the concurrence of the Honorable Senate:

House Joint Resolution No. 2, Joint Resolution relative to continued duties of the Attorney General.

Read and Referred

The foregoing entitled House joint resolution, sent up from the House of Representatives, was read a first and second time, and referred to the Committee on Finance.

On motion of Senator McMeekin, the rules of the Senate were suspended, printing and committee reference dispensed with, and the joint resolution was laid upon the table and made a Special Order of business for Wednesday, at 11:01.

On motion of Senator Matthews, the following resolution was adopted:

Resolved, That the rules of the Senate be so far suspended as to permit all business in order for this afternoon at 2 o'clock be made in order at the present time.

Senator Cleveland offered the following resolution, and moved its adoption.

Resolution relative to format of bills and resolutions presented to the General Court:

1. Where words are to be deleted from a law, unless the words are repealed by express language, the words shall be printed either with lines drawn through them or with brackets around them.

2. Where new words are to be added to a law, they shall be printed in a darker or bolder type than that used in the rest of the bill. In preparing bills with a typewriter, the said new words shall be capitalized.

3. Where a section or sections of a law are repealed and replaced, the new section or sections shall be printed in a darker or bolder type than that used in the rest of the bill. In preparing bills with a typewriter, the said new sections shall be capitalized.

4. Where it would be helpful, add a note to explain the purpose of the bill.

Senator Adams spoke in favor of the resolution.

Senator Ferguson offered the following amendment to the resolution: That this trial experiment be carried out for the next ten bills, and should it prove acceptable, further action could be taken.

The above amendment was agreeable to Senator Cleveland.

On a *viva voce* vote, the resolution offered by Senator Cleveland and amended by Senator Ferguson, was adopted.

On motion of Senator Foote, the Senate adjourned.

WEDNESDAY, JANUARY 12, 1955

The Senate met according to adjournment.

Senator Packard in Chair.

Resolution

On motion of Senator Adams, the following resolution was adopted:

Whereas, We have learned of the illness of J. Wesley Colburn, Senator from the 12th District, therefore, be it

Resolved, That we extend our sympathy to our fellow member in his illness and hope for a speedy recovery,

And be it further Resolved, That the Clerk transmit a copy of these resolutions to Senator Colburn.

Special Order

Senator McMeekin called for the Special Order, it being House Joint Resolution No. 2, An Act relative to continued duties of the Attorney General.

On motion of the same Senator, the rules were suspended, and the resolution was placed upon its third reading and final passage at the present time.

On motion of Senator Matthews, the rules of the Senate were so far suspended as to permit all business in order for this afternoon at 2 o'clock be made in order at the present time.

On motion of Senator Daniel, the Senate adjourned.

THURSDAY, JANUARY 13, 1955

The Senate met according to adjournment.

Leave of Absence

Senator English was granted leave of absence for the day on account of important business.

Communication

January 12, 1955

Mr. Raymond K. Perkins, President of the Senate
State House
Concord, New Hampshire
To the Members of the 1955 Senate:

Gentlemen:

In the past, the Police Department of the City of Concord has cooperated in every way with the members regarding the parking privileges during the session of General Court. The stickers may be obtained from Frederick N. Clarke, Commissioner of Motor Vehicles and will be honored by this Department.

We would appreciate it if you would cooperate with us by not parking your cars all night on the streets, due to the problem of plowing during the winter season. We also request that you park, if possible, in non-metered areas. However, we will respect your stickers if your car is parked in any parking area.

I am sure your cooperation with us in this matter will be appreciated by both the merchants and shopping public of Concord.

Should you have any problems while here in Concord during this session of the General Court, kindly call at this station and we will be pleased to assist you.

Yours very truly,

ARTHUR W. McISAAC
Chief of Police

Resolutions

On motion of Senator Powell, the following resolution was adopted:

Resolved, That the Clerk be authorized to contact the Public Works Department for the purpose of effecting necessary alterations in the Senate Sergeant-at-Arms room.

On motion of Senator McMeekin, the following resolution was adopted:

Resolved, That that part of a Resolution adopted January 5th, 1955, authorizing the President to appoint a telephone messenger for the ensuing session be hereby rescinded, and be it further

Resolved, That the President be authorized to appoint a stenographer for the session, said appointment to be retroactive to January 5th, 1955.

Committee Report

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled joint resolution:

House Joint Resolution No. 2, Joint Resolution relative to continued duties of the attorney general.

NORMAN A. McMEEKIN

For the Committee

On motion of Senator Matthews, the rules of the Senate were so far suspended as to permit all business in order for this afternoon at 2 o'clock to be made in order at the present time.

On motion of Senator Ainsworth, the following resolution was adopted:

Resolved, That when the Senate adjourns today, it be to meet next Tuesday morning at 11 o'clock.

On motion of Senator Cleveland, the Senate adjourned.

TUESDAY, JANUARY 18, 1955

The Senate met according to adjournment.

Welcome

The President welcomed to the Senate J. Wesley Colburn, Senator from the 12th District, who was present for the first time, having been ill since the opening of the session.

Announcement

Senator Daniel briefly addressed the Senate.

Committee Report

Senator O'Malley, for the Committee on Judiciary, to whom was referred Senate Bill No. 2, An Act relative to reimbursement to towns and cities for land taken by the United States for flood control.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass.

Amend the bill by striking out in line 3 the word "sixteen" and inserting in place thereof the words, a period of sixteen years next.

Further amend the bill by striking out in line 4 the word "eighteen" and inserting in place thereof the words, for the years thereafter, so that said section as amended shall read as follows:

4, *Reimbursement to Cities and Towns Authorized.* On or before the first day of October of each year, the state treasurer shall pay to each town and city in which any land or interest therein is acquired hereunder by the United States a sum equal to the taxes which would have been assessed against said lands or interest therein in such town if the same had been included in the list of taxable property for such year, at the assessed valuation of the same as determined for the year 1939, for the years thereafter next ensuing the year said lands or interest therein becomes exempt from taxation less any amount paid or due that town for that year by or from the United States or any agency thereof because of loss of taxable valuation, the amount of said payment to be determined by the tax commission and certified by it is to the state treasurer on or before the fifteenth day of September of each year for which such reimbursement is to be made; and the governor is authorized to draw his warrant for the payment thereof out of any money in the treasury not otherwise appropriated. Provided, however, that no payments shall be made or required on account of reimbursement for loss of taxes on any structure which may be erected on such premises in connection with the construction or use of said project, or on account of any railroad or other public utility which may be relocated as a result of such

acquisition and which thereafter is included in the list of taxable property in said town when relocated.

The report was accepted.

Senator Cleveland explained to the Senate the reason for the changes as outlined in the amendment.

On a *viva voce* vote, the affirmative prevailed, and the bill as amended was laid on the table, and referred to the Committee on Finance, under the rules.

On motion of Senator Matthews, the rules of the Senate were so far suspended as to permit all business in order for this afternoon at 2 o'clock to be made in the order at the present time.

Personal Privilege

Senator English rose to the point of Personal Privilege and called to the attention of the members of the Senate, the fact that New Hampshire has the distinction of having as a resident of the State, Mr. Guy Murchie of Sullivan, who is the author of a current publication which has been placed on the book of the month list.

On motion of Senator Cleveland, the Senate adjourned.

WEDNESDAY, JANUARY 19, 1955

The Senate met according to adjournment.

Introduction of Bills

Senator Packard introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred:

To the Committee on Judiciary:

Senate Bill No. 6, An Act authorizing the appointment of county public trustees.

Senator Cleveland introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred:

To the Committee on Judiciary:

Senate Bill No. 7, An Act relative to the charter of the Colby Junior College for Women.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bill, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 5, An Act validating certain proceedings of the Bedford School District.

Read and Referred

The following entitled bill, sent up from the House of Representatives, and referred:

To the Committee on Education:

House Bill No. 5, An Act validating certain proceedings of the Bedford School District.

Senator Ferguson moved that the rules be suspended, printing and reference to committee be dispensed with, and the foregoing entitled bill be read a third time and passed at the present time.

(Discussion ensued)

The President declared a recess.

Recess

The Senate re-assembled.

Question being stated: Shall the rules be suspended, printing and reference to committee be dispensed with, and the foregoing entitled bill be read a third time and passed at the present time?

On a *viva voce* vote, the affirmative prevailed, and the bill was ordered to a third reading and final passage at the present time.

Committee Reports

Senator O'Malley, for the Committee on Judiciary, to whom was referred Senate Bill No. 1, An Act relative to speed regulations for motor vehicles.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at 2 o'clock.

Senator O'Malley, for the Committee on Judiciary, to whom was referred Senate Bill No. 5, An Act relative to audit of the accounts of the City of Portsmouth.

Having considered the same, reported the same with the following amendment and recommended that the bill as amended ought to pass.

Amend the bill by striking out in line 9, section 1, the word "account" and inserting in place thereof the word, annual, so that said section as amended shall read as follows. 1. *City of Portsmouth*. Amend section 43 of chapter 398 of the Laws of 1947 by striking out said section and inserting in place thereof the following. 43. *Independent Audit*. An independent audit shall be made of all accounts of the city government at least annually and more frequently if deemed necessary by the council. Such audit may be made by the tax commission, or if not made by said commission said audit shall be made by public accountants experienced in municipal accounting. An abstract of the results of such audit shall be made public. An annual report of the city's business shall be printed and made available.

The report was accepted, amendment adopted, and the bill as amended was ordered to a third reading this afternoon at 2 o'clock.

On motion of Senator Matthews, the rules of the Senate were so far suspended as to permit all business in order for this afternoon at 2 o'clock to be made in order at the present time.

Third Reading of Bills

The following entitled bills were read a third time and passed:

Senate Bill No. 1, An Act relative to speed regulations for motor vehicles.

Senate Bill No. 5, An Act relative to audit of the accounts of the City of Portsmouth.

On motion of Senator Keller, the Senate adjourned.

THURSDAY, JANUARY 20, 1955

The Senate met according to adjournment.

Leaves of Absence

Senators English of District No. 11 and Adams of District No. 22, were granted leaves of absence for the day on account of important business.

Resolution

On motion of Senator McMeekin, the following resolution was adopted:

Resolved, It being the birthday of our genial Clerk of the Senate, Benjamin F. Greer, that the Senate extend to him heartiest greetings of the day, with best wishes for many more happy anniversaries.

Committee Report

Senator Foote, for the committee to whom was referred the assignment of rooms by the President for the Standing Committees for the Senate, reported the following resolution:

Resolved, That the assignment of rooms for the several committees of the Senate be as follows:

Agriculture — Room 121, State House.

Banks and Insurance — Room 301, State House.

Education — Public Utility Commission's Library, Annex.

Elections — Senate Gallery, State House.

Engrossed Bills — Secretary of State's Office.

Finance — Room 105, State House.

Fisheries and Game — State Library.

Interstate Cooperation — President's Office, Room 225.

Judiciary — Room 307, State House.

Labor — Patriot Building, Liquor Commission.

Liquor Laws — Patriot Building, Liquor Commission.

Military and Veterans' Affairs — Room 307, State House.

Public Health — Room 302-A, State House.

Public Welfare and State Institutions — Public Utility Commission's Library, Annex.

Public Works — Patriot Building, Liquor Commission.

Resources, Recreation and Development — Room 302-A, State House.

Rules — President's Office, Room 225.

Transportation — Patriot Building, Liquor Commission.

Ways and Means — Room 317, State House.

Engrossed Bills

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bill:

House Bill No. 5, An Act validating certain proceedings of the Bedford School District.

LAURIER A. LAMONTAGNE

For the Committee

On motion of Senator Matthews the rules of the Senate were so far suspended, as to permit all business for this afternoon at 2 o'clock to be made in order at the present time.

On motion of Senator Lamontagne, the following resolution was adopted:

Resolved, That when the Senate adjourn today, it be to meet next Tuesday morning at 11 o'clock.

On motion of Senator Cleveland, the Senate adjourned.

TUESDAY, JANUARY 25, 1955

The Senate met according to adjournment.

Introduction of Bills and Joint Resolution

The following entitled bills and joint resolutions were read a first and second time, and referred:

To the Committee on Judiciary:

Senate Bill No. 8, An Act relative to inheritance taxation.

To the Committee on Education:

Senate Bill No. 9, An Act relative to discharge or removal of employees of Public Library.

To the Committee on Public Welfare and State Institutions:

Senate Bill No. 10, An Act to relieve persons with a permanent physical incapacitating disability from paying poll taxes.

To the Committee on Finance:

Senate Joint Resolution No. 1, Joint Resolution in favor of Merle Pitman.

On motion of Senator McMeekin, the rules of the Senate were so far suspended as to dispense with the printing of the joint resolution.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 24, An Act providing that persons receiving certain federal benefits not disqualified from state unemployment benefits.

House Bill No. 27, An Act relative to fees for the recordation of merger and consolidation agreements between business corporations.

House Bill No. 28, An Act relative to printing session laws.

Read and Referred

The following entitled bills sent up from the House of Representatives were read a first and second time and referred:

To the Committee on Labor:

House Bill No. 24, An Act providing that persons receiving certain federal benefits not disqualified from state unemployment benefits.

To the Judiciary Committee:

House Bill No. 27, An Act relative to fees for the recordation of merger and consolidation agreements between business corporations.

House Bill No. 28, An Act relative to printing session laws.

Committee Reports

Senator Caron, for the Committee on Finance, to whom was referred: Senate Bill No. 2, An Act relative to reimbursement to towns and cities for land taken by the United States for flood control.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at 2 o'clock.

Senator O'Malley, for the Committee on Judiciary, to whom was referred: Senate Bill No. 4, An Act relative to write-in votes for nomination as senator and representative.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at 2 o'clock.

Resolution

On motion of Senator Powell, the following resolution was adopted:

Whereas, We have learned with sorrow of the sudden decease of John S. Ball, former Sergeant-at-Arms of the Senate,

Therefore, be it Resolved, That we, the members of the Senate, wish to extend our heartfelt sympathy to the members of his family, and

Be it Further Resolved, That the Clerk transmit a copy of these resolutions to the family.

On motion of Senator Matthews, the rules of the Senate were so far suspended as to permit all business in order for this afternoon at 2 o'clock to be made in order at the present time.

Third Reading of Bills

The following entitled bills were read a third time and passed:

Senate Bill No. 2, An Act relative to reimbursement to towns and cities for land taken by the United States for flood control.

Senator Bill No. 4, An Act relative to write-in votes for nomination as senator and representative.

On motion of Senator Cleveland, the Senate adjourned.

WEDNESDAY, JANUARY 26, 1955

The Senate met according to adjournment.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 29, An Act relative to number of write-in votes at primary elections.

House Bill No. 30, An Act relative to recount of votes after the biennial election.

House Bill No. 33, An Act providing for supplemental appropriations for certain state departments.

Read and Referred

The following entitled bills, sent up from the House of Representatives, were read a first and second time, and referred:

To the Committee on Judiciary:

House Bill No. 29, An Act relative to number of write-in votes at primary elections.

House Bill No. 30, An act relative to recount of votes after the biennial election.

To the Committee on Finance:

House Bill. No. 33, An Act providing for supplemental appropriations for certain state departments.

On motion of Senator Matthews, the rules of the Senate were so far suspended as to permit all business in order for this afternoon at 2 o'clock to be made in order at the present time.

On motion of Senator Keller, the following resolution was adopted:

Resolved, That when the Senate adjourns today, it be to meet tomorrow morning at 11 o'clock.

On motion of Senator English, the Senate adjourned.

THURSDAY, JANUARY 27, 1955

The Senate met according to adjournment.

Leave of Absence

Senator English of District No. 11 was granted leave of absence for the day on account of important business.

Introduction of Guest

The President welcomed to the Senate, Master Randall Packard, the son of the Senator from the 16th District, Norman A. Packard.

Introduction of Bill

Senator Cleveland introduced the following entitled bill which was read a first and second time, laid on the table to be printed, and referred

To the Committee on Education:

Senate Bill No. 11, An Act relative to education of children placed in homes for children.

Committee Report

Senator O'Malley, for the Judiciary Committee, to whom was referred:

Senate Bill No. 7, An Act relative to the charter of Colby Junior College for Women.

Having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill was ordered to a third reading this afternoon at 2:00 o'clock.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 22, An Act relative to the care and custody of females transferred to the custody of the state prison.

House Bill No. 51, An Act relative to standards of proof of subversive activities.

House Bill No. 73, An Act to regulate the sale and distribution of mixed fertilizers and fertilizer material in the state.

Read and Referred

The following entitled bills, sent up from the House of Representatives, were read a first and second time, and referred:

To the Committee on Public Welfare and State Institutions:

House Bill No. 22, An Act relative to the care and custody of females transferred to the custody of the state prison.

To the Judiciary Committee:

House Bill No. 51, An Act relative to standards of proof of subversive activities.

To the Committee on Agriculture:

House Bill No. 73, An Act to regulate the sale and distribution of mixed fertilizers and fertilizer material in the state.

On motion of Senator Matthews, the rules of the Senate were so far suspended as to permit all business in order for this afternoon at 2:00 o'clock to be made in order at the present time, and when the Senate adjourns today, it be to meet next Tuesday morning at 11:00 o'clock.

Third Reading of Bill

The following entitled bill was read a third time and passed:

Senate Bill No. 7, An Act relative to the charter of Colby Junior College for Women.

On motion of Senator Lamontagne, the Senate adjourned.

TUESDAY, FEBRUARY 1, 1955

The Senate met according to adjournment.

House Message

The following message was received from the House of Representatives by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 15, An Act relative to recordation of liens on real estate for payment of income tax.

House Bill No. 21, An Act relating to the par value of the shares of stock of insurance companies.

House Bill No. 49, An act relative to benefit rates, earnings in waiting period and merit rates under the unemployment compensation law.

House Bill No. 99, An Act legalizing the annual town meeting and certain special town meetings in the town of Hudson.

Read and Referred

The following entitled bills, sent up from the House of Representatives, were read a first and second time, and referred:

To the Judiciary Committee:

House Bill No. 15, An Act relative to recordation of liens on real estate for payment of income tax.

House Bill No. 99, An Act legalizing the annual town meeting and certain special town meetings in the town of Hudson.

To the Committee on Banks and Insurance:

House Bill No. 21, An Act relating to the par value of the shares of stock of insurance companies.

House Bill No. 49, An Act relative to benefit rates, earnings in waiting period and merit rates under the unemployment compensation law.

Introduction of Guest

The President welcomed to the Senate, Mr. Brooks McCormick of Chicago, Illinois, stating that Mr. McCormick was

one of the key officials of the International Harvester Corporation. Mr. McCormick briefly addressed the Senate.

Introduction of Bills

Senator Colburn introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred:

To the Judiciary Committee:

Senate Bill No. 12, An Act to regulate the practice of land surveying.

Senator Cleveland introduced the following entitled bills, which were read a first and second time, laid on the table to be printed, and referred:

To the Judiciary Committee:

Senate Bill No. 13, An Act relating to re-assessment procedures.

Senate Bill No. 15, An Act relating to abatement procedures.

Senator Washburn introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred

To the Judiciary Committee:

Senate Bill No. 16, An Act relative to special sessions of probate courts.

Committee Reports

Senator O'Malley, for the Judiciary Committee, to whom was referred Senate Bill No 8, An Act relative to inheritance taxes.

Having considered the same, reported the same with the following amendments, and recommended that the bill as amended ought to pass.

Amend said bill by striking out the whole of paragraph II and inserting in place thereof the following: II. A report of all transfers of real and personal property during the last two years of the decedent's life if the property has a value of over five hundred dollars.

Further amend said bill by striking out in the fourth line of section 1-a the words "purchase" and "full" and inserting in

place thereof the words, transfer, and, reasonable, so that said section as amended shall read as follows: 1-a. *Rebuttable Presumption.* Every deed, grant or completed gift, except in case of a bona fide transfer for reasonable consideration in money or money's worth, made within two years prior to the death of the grantor or donor, shall, prima facie, be deemed to have been made in contemplation of the death of the grantor or donor.

The report was accepted, amendments adopted, and the bill as amended was ordered to a third reading this afternoon at 2 o'clock.

Senator O'Malley, for the Judiciary Committee, to whom was referred House Bill No. 27, An Act relative to fees for the recordation of merger and consolidation agreements between business corporations.

Having considered the same, reported the same without amendment and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at 2 o'clock.

Senator O'Malley, for the Judiciary Committee, to whom was referred House Bill No. 28, An Act relative to printing session laws.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at 2 o'clock.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following concurrent resolution, in the passage of which it asks the concurrence of the Honorable Senate:

Concurrent Resolution

Mr. Alexander of Manchester offered the following concurrent resolution:

Memorializing the President of the United States to show clemency to Private John F. Vigneault:

Whereas, Private John F. Vigneault of Goffs Falls in the City of Manchester, a member of the United States Army, has been sentenced to death for a crime committed in Germany during the present hostilities.

Therefore Be it Resolved, That the House of Representatives, the Senate concurring, do hereby urge the President of the United States to show clemency to Private Vigneault and commute his sentence to life imprisonment;

And Be it Further Resolved, That the Secretary of State forthwith send a telegram to President Dwight Eisenhower embodying this sentiment.

Read and Referred

The foregoing concurrent resolution, sent up from the House of Representatives, was read a first and second time, and referred to the Judiciary Committee.

Senator MacMeekin moved that the rules of the Senate be suspended, reference to committee be vacated, and final action be taken at the present time.

(Discussion ensued)

Senators MacMeekin, Daniel, Powell, Lamontagne, O'Malley spoke in favor of the motion.

Senator Cleveland questioned the propriety of this procedure, although sympathetic to the motion.

Question being stated, Shall the motion offered by Senator MacMeekin be adopted?

On a *viva voce* vote, the affirmative prevailed, and the motion was adopted.

The Senate voted to concur with the House of Representatives in the adoption of the concurrent resolution.

On motion of Senator Matthews, the rules of the Senate were so far suspended as to permit all business in order for this afternoon at 2 o'clock to be made in order at the present time.

Third Reading of Bills

The following entitled bills were read a third time, and passed:

Senate Bill No. 8, An Act relative to inheritance taxation.

House Bill No. 27, An Act relative to fees for the recordation of merger and consolidation agreements between business corporations.

House Bill No. 28, An Act relative to printing session laws.

On motion of Senator Ferguson, the Senate adjourned.

WEDNESDAY, FEBRUARY 2, 1955

The Senate met according to adjournment.

Introduction of Guests

The President welcomed to the Senate, the Chief of Police of Manchester, Francis McGranaghan, who was the guest of Senator Caron, District No. 17; the Chief of Police of Nashua, Joseph Regan, who was the guest of Senator Colburn, District No. 12; Mr. Albert Roy of Berlin, who was the guest of Senator Lamontague, District No. 1. Also Mr. S. White, Mr. Moran and Mr. Soule, Representatives of Liggett & Myers Tobacco Company, all the guests of Senator Colburn of District No. 12.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 20, An Act legalizing the biennial election in the town of Newport.

House Bill No. 42, An Act relative to the sewerage system in the town of Jaffrey.

House Bill No. 50, An Act legalizing the biennial election held in the town of Newbury, November 2, 1954.

House Bill No. 60, An Act relative to migratory game birds.

House Bill No. 61, An Act relative to the taking of wild bear.

House Bill No. 64, An Act relating to aeronautical funds.

Read and Referred

The following bills, sent up from the House of Representatives, were read a first and second time, and referred:

To the Committee on Judiciary:

House Bill No. 20, An Act legalizing the biennial election in the town of Newport.

House Bill No. 50, An Act legalizing the biennial election held in the town of Newbury, November 2, 1954.

To the Committee on Public Works:

House Bill No. 42, An Act relative to the sewerage system in the town of Jaffrey.

To the Committee on Fisheries and Game:

House Bill No. 60, An Act relative to migratory game birds.

House Bill No. 61, An Act relative to the taking of wild bear.

To the Committee on Transportation:

House Bill No. 64, An Act relating to aeronautical funds.

Committee Report

Senator O'Malley, for the Committee on Judiciary, to whom was referred House Bill No. 29, An Act relative to number of write-in votes at primary elections.

Having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill was ordered to a third reading this afternoon at 2 o'clock.

On motion of Senator Matthews, the rules of the Senate were so far suspended as to permit all business in order for this afternoon at 2 o'clock to be made in order at the present time.

Third Reading of Bill

The following entitled bill was read a third time and passed:

House Bill No. 29, An Act relative to number of write-in votes at primary elections.

On motion of Senator O'Brien, the Senate adjourned.

THURSDAY, FEBRUARY 3, 1955

The Senate met according to adjournment.

Leave of Absence

Senator Keller of District No. 6 was granted leave of absence for the day on account of important business.

Introduction of Guest

The President welcomed to the Senate, Mr. William Rivard of Manchester, who was the guest of the Senator from District No. 16, Norman A. Packard.

Introduction of Bill

Senator Foote introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred:

To the Committee on Ways and Means:

Senate Bill No. 17, An Act relative to the salary of the Justice of the municipal court of Portsmouth.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 44, An Act relative to granting school districts and cities temporary emergency exemption from the provisions of the municipal finance act.

House Bill No. 55, An Act providing for the classification of Salmon Brook and its watershed.

House Bill No. 57, An Act providing for the classification of Pennichuck Brook and its watershed.

House Bill No. 79, An Act relative to the number of small claims which may be filed in small claims court.

Read and Referred

The following entitled bills, sent up from the House of Representatives, were read a first and second time, and referred:

To the Committee on Education:

House Bill No. 44, An Act relative to granting school districts and cities temporary emergency exemption from the provisions of the municipal finance act.

To the Committee on Resources, Recreation and Development:

House Bill No. 55, An Act providing for the classification of Salmon Brook and its watershed.

House Bill No. 57, An Act providing for the classification of Pennichuck Brook and its watershed.

To the Judiciary Committee:

House Bill No. 79, An Act relative to the number of small claims which may be filed in small claims court.

Committee Reports

Senator O'Malley, for the Judiciary Committee, to whom was referred:

House Bill No. 15, An Act relative to recordation of liens on real estate for payment of income tax.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass.

Amend section 1 of the bill by inserting after the word "deeds" in the 7th line the words, in the grantor index, so that said section as amended shall read as follows: 1. *Income Tax*. Amend chapter 78 of the Revised Laws (chapter 77, RSA) by inserting after section 24 the following new section: 24-a. *Lien for Taxes*. No lien upon real estate for taxes imposed by this chapter shall be valid and binding against any other person than the person who is taxable and his heirs, until notice of such lien stating the name and address of the taxpayer and the amount of tax due shall have been filed and recorded in the registry of deeds in the grantor index for the county in which such real estate is located.

The report was accepted, amendment adopted, and the bill as amended was ordered to a third reading this afternoon at 2 o'clock.

Senator O'Malley, for the Judiciary Committee, to whom was referred House Bill No. 99, An Act legalizing the annual

town meeting and certain special town meetings in the town of Hudson.

Having considered the same, reported the same without amendment and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at 2 o'clock.

Senator Packard, for the Committee on Public Welfare and State Institutions, to whom was referred House Bill No. 22, An Act relative to the care and custody of females transferred to the custody of the state prison.

Having considered the same, reported the same without amendment and recommended its passage.

The report was accepted.

On motion of Senator Cleveland, the Senate voted to recommit the above entitled bill to the Committee on Public Welfare and State Institutions for further consideration.

Senator Washburn, for the Committee on Labor, to whom was referred House Bill No. 24, An Act providing that persons receiving certain federal benefits not disqualified from state unemployment benefits.

Having considered the same, reported the same without amendment and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at 2 o'clock.

Engrossed Bills

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled House bills:

House Bill No. 27, An Act relative to fees for the recording of merger and consolidation agreements between business corporations.

House Bill No. 28, An Act relative to printing session laws.

IRENE W. LANDERS
For the Committee

Resolution

On motion of Senator McMeekin, the following resolution was adopted:

Resolved, That the sessions for the Senate for the week

during which Washington's Birthday occurs shall be Wednesday, Thursday and Friday, namely February 23, 24, 25.

On motion of Senator Matthews, the rules of the Senate were so far suspended as to permit all business in order for this afternoon at 2 o'clock to be made in order at the present time, and when the Senate adjourns today, it be to meet next Tuesday morning at 11 o'clock.

Third Reading of Bills

The following entitled bills were read a third time and passed:

House Bill No. 15, An Act relative to recordation of liens on real estate for payment of income tax.

House Bill No. 24, An Act providing that persons receiving certain federal benefits not disqualified from state unemployment benefits.

House Bill No. 99, An Act legalizing the annual town meeting and certain special town meetings in the town of Hudson.

On motion of Senator LaRoche, the Senate adjourned.

TUESDAY, FEBRUARY 8, 1955

The Senate met according to adjournment.

Committee Reports

Senator Caron, for the Committee on Finance, to whom were referred:

Senate Joint Resolution No. 1, Joint Resolution in favor of Merle Pitman.

House Bill No. 33, An Act providing for supplemental appropriations for certain state departments.

Having considered the same, reported the same without amendments, and recommended their passage.

The reports were accepted, and the joint resolution and bill were ordered to a third reading this afternoon at 2 o'clock.

Engrossed Bills

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled House bills:

House Bill No. 24, An Act providing that persons receiving certain federal benefits not disqualified from state unemployment benefits.

House Bill No. 99, An Act legalizing the Annual Town Meeting and certain Special Town Meetings in the Town of Hudson.

IRENE W. LANDERS,
For the Committee.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Sents:

House Bill No. 18, An Act increasing the appropriation for dormitory at Keene Teachers College.

House Bill No. 45, An Act changing the classification of a road in the town of Merrimack.

House Bill No. 69, An Act relating to the issue of duplicates of lost deposit books.

House Bill No. 74, An Act relating to the Gale Home for aged and destitute women.

House Bill No. 101, An Act relative to exemption from fees for seeing eye dogs.

House Bill No. 107, An Act relative to trusts for care of cemetery lots.

Read and Referred

The following entitled bills, sent up from the House of Representatives, were read a first and second time, and referred:

To the Committee on Finance:

House Bill No. 18, An Act changing the classification for dormitory at Keene Teachers College.

To the Committee on Public Works:

House Bill No. 45, An Act changing the classification of a road in the town of Merrimack.

To the Committee on Banks and Insurance:

House Bill No. 69, An Act relating to the issue of duplicates of lost deposit books.

House Bill No. 74, An Act relating to the Gale Home for aged and destitute women.

To the Committee on Ways and Means:

House Bill No. 101, An Act relative to exemption from fees for seeing eye dogs.

To the Judiciary Committee:

House Bill No. 107, An Act relative to trusts for care of cemetery lots.

Announcement

Senator English of District No. 11 conveyed the greetings and best wishes of the former President of the Senate, Congressman Perkins Bass, to the present President of the Senate and the Senate members.

The President responded by requesting Senator English in turn to convey to Congressman Bass the greetings and best wishes of the present Senate.

On motion of Senator Matthews, the rules of the Senate were so far suspended as to permit all business in order for this afternoon at 2 o'clock to be made in order at the present time.

Third Reading of Joint Resolution and Bill

The following entitled bill and joint resolution were read a third time and passed:

Senate Joint Resolution No. 1, Joint Resolution in favor of Merle Pitman.

House Bill No. 33, An Act providing for supplemental appropriations for certain state departments.

On motion of Senator Merrill, the Senate adjourned.

WEDNESDAY, FEBRUARY 9, 1955

The Senate met according to adjournment.

Introduction of Guests

The President welcomed to the Senate, Father Ford of Lancaster, who was the guest of Senator O'Brien of District No. 2.

Introduction of Bills

Senator Foote introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred:

To the Committee on Ways and Means:

Senate Bill No. 18, An Act relative to the charter of St. Paul's Lodge No. 30, F & A M at Alstead.

Senator Foote moved that the rules of the Senate be suspended to dispense with the printing, reference to committee vacated, and the bill put on its third reading and final passage at the present time.

On a *viva voce* vote, the affirmative prevailed, and the bill was placed on its third reading and final passage at the present time.

Senator Lamontagne introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred:

To the Committee on Fisheries and Game:

Senate Bill No. 19, An Act relative to the trapping of fur bearing animals in the Androscoggin Valley watershed.

Senator Foote introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred:

To the Judiciary Committee:

Senate Bill No. 20, An Act relative to publicly elected officials of cities.

Senator Lamontagne introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred:

To the Committee on Resources, Recreation and Development:

Senate Bill No. 21, An Act relative to park commission of the city of Berlin.

Senator Caron introduced the following captioned joint resolution, which was read a first and second time, laid on the table to be printed, and referred:

To the Committee on Military and Veterans' Affairs:

Senate Joint Resolution No. 2, Joint Resolution relating to the placement of certain obsolete artillery.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bills and joint resolutions, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 92, An Act relative to the mortgage of corporate assets by authority of the board of directors.

House Bill No. 31, An Act relative to change in classification of highway in Alstead.

House Bill No. 105, An Act relative to bonded indebtedness of the town of Hancock for water-works.

House Bill No. 75, An Act to revise and codify the Revised Laws of the State of New Hampshire.

House Joint Resolution No. 8, Joint Resolution providing funds for certain classified positions in planning and development department.

House Joint Resolution No. 9, Joint Resolution in favor of the county of Coos.

The message further stated that the House of Representatives has voted to concur with the Honorable Senate in its amendments to the following entitled bill:

House Bill No. 15, An Act relative to recordation of liens on real estate for payment of income tax.

Read and Referred

The following entitled bills and joint resolutions, sent up from the House of Representatives, were read a first and second time, and referred:

To the Judiciary Committee:

House Bill No. 75, An Act to revise and codify the Revised Laws of the State of New Hampshire.

House Bill No. 92, An Act relative to the mortgage of corporate assets by authority of the board of directors.

House Bill No. 105, An Act relative to bonded indebtedness of the town of Hancock for water-works.

To the Committee on Public Works:

House Bill No. 31, An Act relative to change in classification of highway in Alstead.

To the Committee on Finance:

House Joint Resolution No. 8, Joint Resolution providing funds for certain classified positions in planning and development department.

House Joint Resolution No. 9, Joint Resolution in favor of the county of Coos.

Committee Reports

Senator O'Malley, for the Judiciary Committee, to whom were referred:

Senate Bill No. 13, An Act relating to re-assessment procedures.

Senate Bill No. 15, An Act relating to abatement procedures.

Having considered the same, reported the same without amendments, and recommend their passage.

The reports were accepted, and the bills were ordered to a third reading this afternoon at 2 o'clock.

Senator Caron, for the Committee on Banks and Insurance, to whom was referred:

House Bill No. 21, An Act relating to the par value of the shares of stock of insurance companies.

Having considered the same, reported the same without amendment, and recommend its passage.

The report was accepted and the bill was ordered to a third reading this afternoon at 2 o'clock.

Senator Washburn, for the Committee on Labor, to whom was referred:

House Bill No. 49, An Act relative to benefit rates, earnings in waiting period and merit rates under the unemployment compensation law.

Having considered the same, reported the same without amendment and recommend its passage.

The report was accepted and the bill was ordered to a third reading this afternoon at 2 o'clock.

Senator Smalley, for the Committee on Education, to whom was referred:

Senate Bill No. 9, An Act relative to discharge or removal of employees of public libraries.

Having considered the same, reported the same without amendment, and recommend its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at 2 o'clock.

Engrossed Bills

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled House bill:

House Bill No. 33, An Act providing for supplemental appropriations for certain state departments.

IRENE LANDERS

For the Committee

On motion of Senator Matthews, the rules of the Senate were so far suspended as to permit all business in order for this afternoon at 2 o'clock to be made in order at the present time.

Third Reading of Bills

The following entitled bills were read a third time, and passed:

Senate Bill No. 9, An Act relative to discharge or removal of employees of public libraries.

Senate Bill No. 13, An Act relating to re-assessment procedures.

Senate Bill No. 15, An Act relating to abatement procedures.

House Bill No. 21, An Act relating to the par value of the shares of stock of insurance companies.

House Bill No. 49, An Act relative to benefit rates, earnings in waiting period and merit rates under the unemployment compensation law.

On motion of Senator Adams, the Senate adjourned.

THURSDAY, FEBRUARY 10, 1955

The Senate met according to adjournment.

Leaves of Absence

Senator Landers, District No. 10, was granted leave of absence for the day on account of important business.

Senator Ferguson, District No. 14, was granted leave of absence for the day on account of illness.

Introduction of Bills

Senator Cleveland introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred:

To the Committee on Ways and Means:

Senate Bill No. 22, An Act relative to estate taxes.

Senator Smalley introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred:

To the Committee on Public Health:

Senate Bill No. 23, An Act relative to suspension or revocation of licenses of persons practicing medicine.

Senator Packard introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred:

To the Committee on Transportation:

Senate Bill No. 24, An Act providing for the licensing of motor vehicle manufacturers and dealers.

Senator Cleveland introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred:

To the Committee on Fisheries and Game:

Senate Bill No. 25, An Act repealing the open season for the taking of beaver.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following

entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 6, An Act providing for exemption from payment of poll taxes for veterans of the Korean conflict.

House Bill No. 152, An Act providing for advance sheets of session laws.

Read and Referred

The following entitled bills, sent up from the House of Representatives, were read a first and second time, and referred:

To the Committee on Military and Veterans' Affairs:

House Bill No. 6, An Act providing for exemption from payment of poll taxes for veterans of the Korean conflict.

To the Judiciary Committee:

House Bill No. 152, An Act providing for advance sheets of session laws.

Committee Reports

Senator O'Malley, for the Committee on Ways and Means, to whom was referred Senate Bill No. 17, An Act relative to the salary of the justice of the municipal court of Portsmouth.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at 2 o'clock.

Senator Daniel, for the Committee on Public Works, to whom was referred House Bill No. 42, An Act relative to the sewerage system in the town of Jaffrey.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at 2 o'clock.

On motion of Senator Matthews, the rules of the Senate were so far suspended as to permit all business in order for this afternoon at 2 o'clock to be made in order at the present time, and that when the Senate adjourns today, it be to meet next Tuesday morning at 11 o'clock.

Third Reading of Bills

The following entitled bills were read a third time and passed:

Senate Bill No. 17, An Act relative to the salary of the justice of the municipal court of Portsmouth.

House Bill No. 42, An Act relative to the sewerage system in the town of Jaffrey.

On motion of Senator Colburn, the Senate adjourned.

TUESDAY, FEBRUARY 15, 1955

The Senate met according to adjournment.

On motion of Senator McMeekin, the President declared a recess of fifteen minutes.

(Recess)

The Senate re-assembled.

Introduction of Guests

The President welcomed to the Senate the ladies from Hillsborough County who were enjoying their "Legislative Day" as guests of Mrs. Norma M. Studley, Chairman of the Women's Division of the Republican State Committee.

Introduction of Bills and Joint Resolution

Senator Packard of District No. 16, introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred:

To the Committee on Public Health:

Senate Bill No. 26, An Act relating to the registration of pharmacists.

Senator Colburn of District No. 12, introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred:

To the Committee on Ways and Means:

Senate Bill No. 27, An Act relating to investment of trust funds by the First Unitarian Congregational Society of Nashua, New Hampshire.

Senator Merrill of District No. 23, introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred:

To the Committee on Banks and Insurance:

Senate Bill No. 28, An Act relative to building and loan associations.

Senator English of District No. 11, introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred:

To the Committee on Transportation:

Senate Bill No. 29, An Act relative to operation of motor vehicles at yield right-of-way signs.

Senator McMeekin of District No. 3, introduced the following joint resolution, which was read a first and second time, laid on the table to be printed, and referred:

To the Committee on Finance:

Senate Joint Resolution No. 3, Joint Resolution relative to a study of old age and survivors' insurance for state employees.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bills and joint resolution, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 46, An Act changing classification of the so-called King's Highway.

House Bill No. 85, An Act relative to hunting and fishing licenses.

House Bill No. 153, An Act relating to attachments.

House Bill No. 138, An Act relative to forest fire protection and appointment of wardens.

House Bill No. 119, An Act granting discretionary authority to probate courts in connection with bonds of trustees.

House Joint Resolution No. 16, Joint Resolution relative to special fishing licenses for certain students from foreign countries.

The message further stated that the House of Representatives has voted to adopt the amendment offered by the Commit-

tee on Engrossed Bills, to the following House bill, in the adoption of which amendments the House of Representatives asks the concurrence of the Honorable Senate:

House Bill No. 15, An Act relative to recordation of liens on real estate for payment of income tax.

Amend the title of said bill by striking out the words "income tax" and inserting in place thereof the words, tax on income, so that said title shall read as follows:

An Act for payment of tax on income.

On motion of Senator Cleveland, the Senate voted to concur in the adoption of the amendment offered by the Committee on Engrossed Bills sent up from the House of Representatives.

Read and Referred

The following entitled bills and joint resolution sent up from the House of Representatives, were read a first and second time, and referred:

To the Committee on Public Works:

House Bill No. 46, An Act changing classification of the so-called King's Highway.

To the Committee on Fisheries and Game:

House Bill No. 85, An Act relative to hunting and fishing licenses.

House Joint Resolution No. 16, Joint Resolution relative to special fishing licenses for certain students from foreign countries.

To the Committee on Judiciary:

House Bill No. 153, An Act relating to attachments.

House Bill No. 119, An Act granting discretionary authority of probate courts in connection bonds of trustees.

To the Committee on Resources, Recreation and Development:

House Bill No. 138, An Act relative to forest fire protection and appointment of wardens.

Committee Reports

Senator Caron, for the Committee on Finance, to whom was referred:

House Bill No. 18, An Act increasing the appropriation for dormitory at Keene Teachers College.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at 2 o'clock.

Senator O'Malley, for the Committee on Judiciary, to whom was referred:

Senate Bill No. 12, An Act to regulate the practice of land surveying.

Having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted.

Question being stated, Shall the recommendation of the committee, Inexpedient to Legislate, be adopted?

On a *viva voce* vote, the affirmative prevailed, and the recommendation was adopted.

Senator Daniel, for the Committee on Public Works, to whom was referred:

House Bill No. 45, An Act changing the classification of a road in the town of Merrimack.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at 2 o'clock.

On motion of Senator Matthews, the rules of the Senate were so far suspended as to permit all business in order for this afternoon at 2 o'clock to be made in order at the present time.

Third Reading of Bills

The following entitled bills were read a third time and passed:

House Bill No. 18, An Act increasing the appropriation for dormitory at Keene Teachers College.

House Bill No. 45, An Act changing the classification of a road in the town of Merrimack.

On motion of Senator Caron, the Senate adjourned.

WEDNESDAY, FEBRUARY 16, 1955

The Senate met according to adjournment.

Introduction of Guests

The President welcomed to the Senate, Dr. Charles Umpa, who was the guest of Senator Colburn, District No. 12. The President also welcomed to the Senate, the class in Problems of Democracy, from the high school in Nashua, who were the guests of Senator Colburn of District No. 12, and Senator Paquette, District No. 13. The students were under the immediate supervision of Mr. Leonard S. Paquette.

Announcement

The President announced that he was in receipt of a card from former Senators George H. and Winifred Wilde Tarlson who are vacationing in New Zealand and Australia.

Order Vacated

On motion of Senator Colburn, the order whereby Senate Bill No. 27, An Act relating to investment of trust funds by the First Unitarian Congregational Society of Nashua, New Hampshire, was laid on the table to be printed, was vacated, and printing of the bill was dispensed with.

Introduction of Bills

On motion of Senator English, the following entitled bill was read a first and second time, laid on the table to be printed, and referred:

To the Committee on Resources, Recreation and Development:

Senate Bill No. 30, An Act relative to state parks.

On motion of Senator Ferguson, the following entitled bill was read a first and second time, laid on the table to be printed, and referred:

To the Committee on Judiciary:

Senate Bill No. 31, An Act relative to manufacture or sale of sling shots, black jacks, etc.

On motion of Senator Caron, the following entitled bill was read a first and second time, laid on the table to be printed, and referred:

To the Committee on Public Health:
Senate Bill No. 32, An Act relative to the sale of narcotics to minors.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bills and joint resolution, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 19, An Act relating to prisoners committed to a house of correction.

House Bill No. 62, An Act relative to airport zoning.

House Bill No. 72, An Act relative to the charter of the trustees of the Protestant Episcopal Church in New Hampshire.

House Bill No. 133, An Act to increase the amount of property permitted to be held by the New Hampshire Conference Preachers' Aid Society of the Methodist Church.

House Bill No. 158, An Act relating to the commission on uniform state laws.

House Bill No. 164, An Act relating to Oyster River Co-operative School District.

House Joint Resolution No. 15, Joint Resolution in favor of the estate of John S. Ball.

The message further stated that the House of Representatives has voted to concur with the Honorable Senate in the passage of the following entitled bill, sent down from the Honorable Senate:

Senate Bill No. 7, An Act relative to the charter of Colby Junior College for Women.

Read and Referred

The following entitled bills, and joint resolution, sent up from the House of Representatives, were read a first and second time, and referred:

To the Committee on Public Welfare and State Institutions:

House Bill No. 19, An Act relating to prisoners committed to a house of correction.

To the Committee on Transportation:

House Bill No. 62, An Act relative to airport zoning.

To the Committee on Judiciary:

House Bill No. 72, An Act relative to the charter of the trustees of the Protestant Episcopal Church in New Hampshire.

House Bill No. 133, An Act to increase the amount of property permitted to be held by the New Hampshire Conference Preachers' Aid Society of the Methodist Church.

To the Committee on Finance:

House Bill No. 158, An Act relating to the commission on uniform state laws.

House Joint Resolution No. 15, Joint Resolution in favor of the estate of John S. Ball.

To the Committee on Education:

House Bill No. 164, An Act relating to Oyster River Co-operative School District.

On motion of Senator Powell, the order whereby House Joint Resolution No. 15, Joint Resolution in favor of the estate of John S. Ball, was referred to the Committee on Finance, was vacated. The rules were suspended, and the above entitled joint resolution was read a third time and passed at the present time.

Committee Reports

On motion of Senator Landers, the rules of the Senate were so far suspended as to introduce a committee report not previously advertised in the Journal.

Senator Smalley, for the Committee on Education, to whom was referred:

House Bill No. 44, An Act relative to granting school districts and cities temporary emergency exemption from the provisions of the municipal finance act.

Having considered the same, reported the same with the following amendments, and recommended that the bill as amended ought to pass.

Amend section 1 of chapter 9 as inserted by section 1 of said bill by striking out the words "as last equalized by the tax commission" in the eighth line thereof and further amend said section by adding at the end thereof the words, of the assessed valuations, so that said section as amended shall read as follows:

Chapter 9

1. *Authority.* Despite the provisions of section 4 of chapter 72 of the Revised Laws (the Municipal Finance Act), any school district, and any city which maintains a school department is hereby authorized and empowered to issue its serial bonds or notes for the construction of new school buildings, including the acquisition of land, grading, and the purchase of furniture, furnishings and equipment, or for the alteration, addition and improvement of existing school facilities to an amount not exceeding six per cent of the latest assessed value of the taxable property plus the average assessed valuation of the growing wood and timber of such school district or city for the years 1944 to 1948 inclusive, all as determined by the tax commission under the provisions of section 4 of the Municipal Finance Act. Existing outstanding indebtedness of such district or city incurred for school or educational purposes shall be included in determining the borrowing capacity hereunder provided that in cities the total borrowing capacity for all municipal purposes, including schools, shall not exceed nine per cent of the assessed valuation.

Amend section 2 of the bill by striking out the words "January 1, 1957" in the third line and inserting in place thereof the words, June 30, 1957, so that said section as amended shall read as follows:

2. *Takes Effect. Expiration.* This act shall take effect upon its passage, provided that any action taken hereunder by any school district or city shall be completed before June 30, 1957, except such action as may be necessary to carry out such approval as may be granted under section 7.

The foregoing limitation of this act shall not affect the validity of any bonds or notes issued by authority thereof.

The report was accepted.

Question being on the adoption of the amendments offered by the Committee on Education.

(Discussion ensued)

On a *viva voce* vote, the affirmative prevailed and the amendments were adopted.

The above bill still on its second reading and open to further amendments, Senator Cleveland offered the following amendment:

Amend section 4 of chapter 9, as inserted by section 1 of said bill by striking out the same and inserting in place thereof the following: 4. *Board of Investigation Designated.* There shall be a board of investigation composed as follows: A member of the tax commission, to be selected by said commission, who shall serve as chairman of the board; the commissioner of education; one member of the senate, appointed by the president of the senate; and one member of the house of representatives, appointed by the speaker of the house of representatives; and one other person having knowledge of educational and financial matters to be appointed by the governor. In the absence, disability, or refusal of the member appointed by the president of the senate, the member appointed by the speaker of the house of representatives, or the person appointed by the governor, to serve on said board, the president of the senate, or the speaker of the house of representatives, or the governor, as the case may be, shall designate some other member or person to serve as a member of said board. The board shall choose one of their number to serve as clerk. The non-state-salaried members of said board shall receive compensation for their services at the rate of ten dollars per diem and their reasonable expenses, and said compensation, together with the other expenses incurred by the board shall be paid by the school district or city whose proposals are to be examined. Said board shall make a complete stenographic record of its hearings.

Question being on the adoption of the amendment offered by Senator Cleveland.

(Discussion ensued)

On motion of Senator Caron, the President declared a three-minute recess.

Recess

The Senate re-assembled

Question being stated, Shall the amendment offered by Senator Cleveland be adopted?

On a *viva voce* vote, the affirmative prevailed, and the amendment was adopted.

Senator Packard moved that the bill with the accompanying amendments be laid upon the table and made a special order for Thursday, February 17, at 11:01.

Senator Adams spoke against the motion.

Senator Ferguson spoke in favor of the motion.

On a *viva voce* vote, the negative prevailed, and the motion for a special order was lost.

Question being stated, Shall the bill be ordered to a third reading?

On a *viva voce* vote, the affirmative prevailed, and the bill was ordered to a third reading this afternoon at 2 o'clock.

Senator Caron, for the Committee on Banks and Insurance, to whom were referred:

House Bill No. 69, An Act relating to the issue of duplicates of lost deposit books.

House Bill No. 74, An Act relating to the Gale Home for aged and destitute women.

Having considered the same, reported the same without amendments, and recommended their passage.

The reports were accepted, and the bills were ordered to a third reading this afternoon at 2 o'clock.

Senator O'Malley, for the Committee on Ways and Means, to whom was referred:

House Bill No. 101, An Act relative to exemption from fees for seeing eye dogs.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at 2 o'clock.

Senator Caron, for the Committee on Finance, to whom were referred:

House Joint Resolution No. 8, Joint Resolution providing funds for certain classified positions in planning and development department.

House Bill No. 21, An Act relating to the par value of the the County of Coos.

Having considered the same, reported the same without amendments, and recommended their passage.

The reports were accepted, and the joint resolutions were ordered to a third reading this afternoon at 2 o'clock.

Engrossed Bills

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled House bills:

House Joint Resolution No. 9, Joint Resolution in favor of shares of stock of insurance companies.

House Bill No. 49, An Act relative to benefit rates, earnings in waiting period and merit rates under the unemployment compensation law.

House Bill No. 42, An Act relative to the sewerage system in the town of Jaffrey.

House Bill No. 15, An Act relative to recordation of liens on real estate for payment of tax on income.

House Bill No. 18, An Act increasing the appropriation for dormitory at Keene Teachers College.

House Bill No. 45, An Act changing the classification of a road in the town of Merrimack.

IRENE W. LANDERS

For the Committee.

On motion of Senator Matthews, the rules of the Senate were so far suspended as to permit all business in order for this afternoon at 2 o'clock to be made in order at the present time.

Third Reading of Bills and Joint Resolutions

The following entitled bills and joint resolutions were read a third time and passed:

House Bill No. 44, An Act relative to granting school districts and cities temporary emergency exemption from the provisions of the municipal finance act.

House Bill No. 69, An Act relating to the issue of duplicates of lost deposit books.

House Bill No. 74, An Act relating to the Gale Home for aged and destitute women.

House Bill No. 101, An Act relative to exemption from fees for seeing eye dogs.

House Joint Resolution No. 8, Joint Resolution providing funds for certain classified positions in planning and development department.

House Joint Resolution No. 9, Joint Resolution in favor of the County of Coos.

Announcements

The President announced that beginning Wednesday, February 23rd, all bills introduced into the Senate will be either through the Rules Committee or by the suspension of the body itself, other than those bills already in process.

On motion of Senator Packard, the Senate adjourned.

THURSDAY, FEBRUARY 17, 1955

The Senate met according to adjournment.

Leave of Absence

Senator LaRoche was granted leave of absence for the day on account of important business.

Introduction of Guests

The President welcomed to the Senate, Mr. Robert Bristol, the Selectman of Sutton, who was the guest of Senator Powell of District No. 9.

The President also welcomed to the Senate, Mr. Wendell Barnes, who is the Administrator of the Small Business Administration in Washington, D. C. Mr. Barnes spoke briefly, expressing his pleasure in appearing before the Senate and also being in the State of New Hampshire.

Committee Reports

On motion of Senator McMeekin, the rules of the Senate were so far suspended as to permit the introduction of a committee report not previously advertised in the Journal.

Senator Caron, for the Committee on Finance, to whom was referred:

Senate Joint Resolution No. 3, Joint Resolution relative to a study of old age and survivors' insurance for state employees.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted, and the joint resolution was ordered to a third reading this afternoon at 2 o'clock.

On motion of Senator McMeekin, the rules of the Senate were further suspended, and the above joint resolution was read a third time and passed at the present time.

Senator O'Malley, for the Committee on Judiciary, to whom was referred:

House Bill No. 20, An Act legalizing the biennial election in the town of Newport.

House Bill No. 50, An Act legalizing the biennial election held in the town of Newbury, November 2, 1954.

House Bill No. 79, An Act relative to the number of small claims which may be filed in small claims court.

House Bill No. 105, An Act relative to bonded indebtedness of the town of Hancock for water-works.

Having considered the same, reported the same without amendments, and recommended their passage.

The reports were accepted, and the bills were ordered to a third reading this afternoon at 2 o'clock.

Senator O'Malley, for the Committee on Judiciary, to whom was referred:

House Bill No. 75, An Act relative to the revising and codifying the Revised Laws of the State of New Hampshire.

Having considered the same, reported the same with the following amendments, and recommended that the bill as amended ought to pass.

R S A 18:1. Strike out "biennially" in third line.

R S A 48:9. Strike out "thereby," insert there by.

R S A 80:14, line 1. Strike out "He" and insert the person arrested.

R S A 161:2 (ii). On page 555 in the fifth line on this page, after the words "this chapter" insert: or R S A 167.

R S A 161:2 (vii). After the words "this chapter" at the end of this section, insert: or RS A 167.

R S A 167. In this chapter, wherever the words "this chapter" appear, insert: or R S A 161.

R S A 167:41. Strike out "and may fix the compensation of such persons within the limits of the annual appropriation" and insert: subject to the regulations of the state personnel commission.

R S A 588:12. In line 15 of this section insert a period after the word "chapter" and capitalize s of "such."

The report was accepted, amendments adopted, and the bill as amended was ordered to a third reading this afternoon at 2 o'clock.

Senator O'Malley, for the Committee on Judiciary, to whom was referred:

Senate Bill No. 3, An Act relative to election campaign receipts and expenditures and their publication.

Having considered the same, reported the same in new

draft, and recommended that the bill in new draft be re-committed to the Committee on Judiciary.

The report was accepted, and the bill was laid on the table to be printed, and re-committed to the Committee on Judiciary.

Senator O'Malley, for the Committee on Judiciary, to whom was referred:

Senate Bill No. 20, An Act relative to publicly elected officials of cities.

Having considered the same, reported the same with the following amendments, and recommended that the bill as amended ought to pass.

Amend section 1 of the bill by adding in line 9 after the word "employment" the words, by the city.

Further amend said section by adding after the word "law" in line 17 the following sentence, the provisions of this act shall not affect the rights of cities or towns to make such consolidations of official function as may have been heretofore authorized by statute, so that said section as amended shall read as follows: 7. *City Officials*. Amend section 3 of chapter 66 of the Revised Laws (section 1, chapter 48, R S A) by inserting after the word "court" in the sixth line the words, or call fireman, so that said section as amended shall read as follows: 3. *Prohibition*. No publicly elected official of a city, except school district officers, who as such official is authorized to appropriate or expend public funds shall be employed during the term for which he is elected by any department, board or commission of the city in any other capacity or in any other position of employment by the city where compensation is allowed, except as justice or clerk of the municipal court, or call fireman; provided that in case any city charter, at the time this section takes effect, provides specifically that certain elected officials may be employed in other specified employments, or positions, contrary to the provisions of this section, the provisions of said charter shall prevail. Upon the acceptance of any such prohibited employment by a publicly elected official, as prohibited herein, the elective office shall forthwith become vacant and shall be filled as provided by law. The provisions of this act shall not affect the rights of cities or towns to make such consolidation of official function as may have been heretofore authorized by statute. This section shall not affect any publicly elected city official in office on June 10,

1941 until the term of office for which such official has been elected expires.

The report was accepted, amendments adopted, and the bill as amended was ordered to a third reading this afternoon at 2 o'clock.

Senator Caron, for the Committee on Military and Veterans' Affairs, to whom was referred:

House Bill No. 6, An Act providing for exemption from payment of poll taxes for veterans of the Korean conflict.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at 2 o'clock.

Senator Daniel, for the Committee on Public Works, to whom was referred:

House Bill No. 31, An Act relative to change in classification of highway in Alstead.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at 2 o'clock.

Senator O'Malley, for the Committee on Ways and Means, to whom was referred:

Senate Bill No. 22, An Act relative to estate taxes.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at 2 o'clock.

Introduction of Bills

Senator McMeekin introduced the following entitled bills, which were read a first and second time, laid on the table to be printed, and referred:

To the Committee on Judiciary:

Senate Bill No. 33, An Act providing for chemical tests for intoxication.

Senate Bill No. 34, An Act to provide for an assistant solicitor for the county of Hillsborough.

Senator Matthews introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred:

To the Committee on Judiciary:

Senate Bill No. 35, An Act to provide for the publication and distribution of the Revised Statutes Annotated of the State of New Hampshire.

Senator Perkins introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred:

To the Committee on Finance:

Senate Bill No. 36, An Act relative to funds for the New Hampshire Tri-State Commission.

On motion of Senator Merrill, the Senate voted to dispense with the printing of the above entitled bill.

Order Vacated

On motion of Senator Smalley, the order whereby Senate Bill No. 32, An Act relative to the sale of narcotics to minors, was referred to the Committee on Public Health, was vacated, and the bill was referred to the Committee on Judiciary.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bill, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 167, An Act relative to expenditure of state funds on class IV compact section highways.

Read and Referred

The following entitled bill, sent up from the House of Representatives, was read a first and second time, and referred:

To the Committee on Public Works:

House Bill No. 167, An Act relative to expenditure of state funds on class IV compact section highways.

The President declared a three minute recess.

Recess

The Senate re-assembled.

On motion of Senator Matthews, the rules of the Senate were so far suspended as to permit all business in order for 2 o'clock this afternoon to be made in order at the present time, and that when the Senate adjourns today, it be to meet next Wednesday at 11 o'clock.

Third Reading of Bills

The following entitled bills were read a third time, and passed:

Senate Bill No. 20, An Act relative to publicly elected official of cities.

Senate Bill No. 22, An Act relative to estate taxes.

House Bill No. 6, An Act providing for exemption from payment of poll taxes for veterans of the Korean conflict.

House Bill No. 20, An Act legalizing the biennial election in the town of Newport.

House Bill No. 31, An Act relative to change in classification of highway in Alstead.

House Bill No. 50, An Act legalizing the biennial election held in the town of Newbury, November 2, 1954.

House Bill No. 75, An Act relative to the revising and codifying the Revised Laws of the State of New Hampshire.

House Bill No. 79, An Act relative to the number of small claims which may be filed in small claims court.

House Bill No. 105, An Act relative to bonded indebtedness of the town of Hancock for water-works.

On motion of Senator Landers, the Senate adjourned.

WEDNESDAY, FEBRUARY 23, 1955

The Senate met according to adjournment.

Introduction of Guests

The President welcomed to the Senate, Girl Scout Troop No. 16, St. Raphael's Parish, Manchester, with their leaders, Mrs. Alice Thibodeau, Mrs. Mary Adams and Mrs. Eugenie Hall, all guests of Senator Caron, District No. 17. The President also

welcomed to the Senate, Patricia Brungot, Jayne Worrell, Janice Porter and Ruth Martin, all guests of Senator Caron, District No. 17.

Introduction of Senate Bills

Senator Landers introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred:

To the Committee on Education:

Senate Bill No. 37, An Act continuing the commission to study the use of assigned television channels for educational purposes.

Senator Smalley introduced the following entitled bills, which were read a first and second time, laid on the table to be printed, and referred:

To the Committee on Banks and Insurance:

Senate Bill No. 38, An Act relative to resident brokers' insurance licenses.

Senate Bill No. 39, An Act relative to insurance agents.

Senator Packard introduced the following entitled bill, which was read a first and second time, and referred:

To the Committee on Public Health:

Senate Bill No. 40, An Act to provide for licensing qualified practical nurses whose experience has been gained outside New Hampshire.

Senators Cleveland and O'Malley introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred:

To the Joint Committee on Judiciary, Education and Finance:

Senate Bill No. 41, An Act to provide assistance for education in the academies, seminaries of learning, colleges and other educational institutions of this state.

Committee Reports

Senator O'Malley, for the Committee on Judiciary, to whom were referred:

House Bill No. 92, An Act relative to the mortgage of corporate assets by authority of the board of directors.

House Bill No. 107, An Act relative to trusts for care of cemetery lots.

Having considered the same, reported the same without amendments, and recommended their passage.

The reports were accepted, and the bills were ordered to a third reading this afternoon at 2 o'clock.

Engrossed Bills

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bills:

Senate Bill No. 17, An Act relative to the charter of Colby Junior College for Women.

House Bill No. 29, An Act relative to number of write-in votes at primary elections.

House Bill No. 44, An Act relative to granting school districts and cities temporary emergency exemption from the provisions of the municipal finance act.

IRENE W. LANDERS,
For the Committee.

On motion of Senator Matthews, the rules of the Senate were so far suspended as to permit all business in order for this afternoon at 2 o'clock to be made in order at the present time.

Third Reading of Bills

The following entitled bills were read a third time and passed:

House Bill No. 92, An Act relative to the mortgage of corporate assets by authority of the board of directors.

House Bill No. 107, An Act relative to trusts for care of cemetery lots.

Announcements

Senator Robert English of Hancock brought to the attention of the members of the Senate the significant program of the Monadnock Community School of Religion. The first of a series of six Sunday evening sessions was held February 20th in Peterborough under the General Chairmanship of Reverend Richard Stoughton, Jr. of Jaffrey.

On motion of Senator Smalley, the Senate adjourned.

THURSDAY, FEBRUARY 24, 1955.

The Senate met according to adjournment.

Introduction of Guests

The President welcomed to the Senate, Darlene Edgell and Rosemary Willey of Campton, and Roberta White of Bradford, Vermont, all the guests of Senator Landers, District No. 10. Also, Attorney Frederick St. Cyr of Manchester, who was the guest of Senator Packard, District No. 16. Also, Clarence M. Green of Hampton and Clarence B. Green of Newton, both guests of Senator Merrill, District No. 23. Also, Mr. Palfrey and Mr. McLane of Portsmouth, the guests of Senator Foote, District No. 24. Also, Martha Spaulding and Marjory Abbott, both of Hudson, the guests of Senator Adams, District No. 22. Also C. L. Cowan and Mrs. Whitney with 21 members of the 7th and 8th grades of the Dublin School, who were the guests of Senator English, District No. 11. Also, Hannah Connor, Diane Sullivan, Jane Kearns, Irene Cronin, all from St. Joseph's School at Manchester, who were the guests of Senator Caron, District No. 17.

Introduction of Senate Bills

Senator Smalley introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred:

To the Committee on Finance:

Senate Bill No. 42, An Act relative to revenue of the Department of Health.

Senator Caron introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred:

To the Committee on Military and Veterans' Affairs:

Senate Bill No. 43, An Act relative to a service exemption for disabled veterans.

Senator Packard introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred:

To the Committee on Agriculture:

Senate Bill No. 44, An Act relative to trespassing stock.

Senator Fergerson introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred:

To the Committee on Ways and Means:

Senate Bill No. 45, An Act relative to jeopardy assessment on personal property.

Senator Matthews introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred:

To the Committee on Judiciary:

Senate Bill No. 46, An Act relating to writs and their endorsement.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 10, An Act relative to the designation of bargaining agencies for employees.

House Bill No. 98, An Act providing for a constitutional convention.

House Bill No. 123, An Act relative to the establishment of fishing regulations.

House Bill No. 126, An Act relative to brook trout.

House Bill No. 127, An Act relating to the execution of bonds of the state.

House Bill No. 134, An Act to provide for the perambulation of the Maine and New Hampshire boundary line.

House Bill No. 150, An Act to authorize administration of small estates upon giving bond without sureties.

House Bill No. 184, An Act relative to honorary hunting and fishing licenses.

The message further stated that the House of Representatives has voted to concur with the Honorable Senate in the passage of the following entitled bill sent down from the Honorable Senate:

Senate Bill No. 2, An Act relative to reimbursement to towns and cities for land taken by the United States for flood control.

The message further stated that the House of Representatives has voted to concur with the Honorable Senate in its amendments to the following entitled bills:

House Bill No. 75, An Act to revise and codify the Revised Statutes of the State of New Hampshire.

House Bill No. 44, An Act relative to granting school districts and cities temporary emergency exemption from the provisions of the municipal finance act.

Read and Referred

The following entitled bills, sent up from the House of Representatives, were read a first and second time, and referred:

To the Committee on Labor:

House Bill No. 10, An Act relative to the designation of bargaining agencies for employees.

To the Committee on Judiciary:

House Bill No. 98, An Act providing for a constitutional convention.

House Bill No. 127, An Act relating to the execution of bonds of the state.

House Bill No. 150, An Act to authorize administration of small estates upon giving bond without sureties.

To the Committee on Fisheries and Game:

House Bill No. 123, An Act relative to the establishment of fishing regulations.

House Bill No. 126, An Act relative to brook trout.

House Bill No. 184, An Act relative to honorary hunting and fishing licenses.

To the Committee on Finance:

House Bill No. 134, An Act to provide for the perambulation of the Maine and New Hampshire boundary line.

Committee Reports

Senator O'Malley, for the Committee on Judiciary, to whom were referred:

House Bill No. 119, An Act granting discretionary authority to probate courts in connection with bonds of trustees.

House Bill No. 153, An Act relating to attachments.

Having considered the same, reported the same without amendments, and recommended their passage.

The reports were accepted, and the bills were ordered to a third reading this afternoon at 2 o'clock.

Senator O'Malley, for the Committee on Ways and Means, to whom was referred:

Senate Bill No. 27, An Act relating to investment of trust funds by the First Unitarian Congregational Society of Nashua, New Hampshire.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at 2 o'clock.

Senator LaRoche, for the Committee on Agriculture, to whom was referred:

House Bill No. 73, An Act to regulate the sale and distribution of mixed fertilizers and fertilizer material in the state.

Having considered the same, reported the same with the following amendments, and recommended that the bill as amended ought to pass:

Amend the bill by striking out in line 5 of sub-section 4 of section 1 the word "brand" and inserting in place thereof the word, grade, so that said sub-section as amended shall read as follows: 4. *Registration.* (a) Each brand and grade of commercial fertilizer shall be registered before being offered for sale, sold or distributed in this state. The application for registration shall be submitted to the commissioner on forms furnished by the commissioner and shall be accompanied by a fee, per grade as follows: ten dollars for the phosphoric acid, ten dollars for the nitrogen, ten dollars for the potash, and ten dollars for the magnesium oxide, or other plant food elements, compounds or classes of compounds; contained or claimed to be in the said brand of fertilizer; but the fee for any brand shall not exceed twenty-five dollars. All registrations expire on or before January 1, annually. The application shall include the following information in the following order: (1) The name and address of the person guaranteeing the fertilizer. (2) The brand and grade. (3) The guaranteed analysis showing the minimum

percentage of plant food claimed in the following order and forms: Total nitrogen . . . per cent; available phosphoric acid . . . per cent; soluble potash . . . per cent. Unacidulated mineral phosphatic materials and basic slag shall be guaranteed as to both total and available phosphoric acid, and the degree of fineness. In the case of bone, tankage, and other natural organic phosphate materials, only the total phosphoric acid, need be guaranteed. Additional plant food elements, determinable by chemical methods, may be guaranteed only by permission of the commissioner by and with the advice of the director of the agriculture experiment station. When any such additional plant foods are claimed, they shall be included in the guarantee, and shall be subject to inspection and analysis in accordance with the methods and regulations that may be prescribed by commissioner.

(b) A distributor shall not be required to register any brand of commercial fertilizer which is already registered hereunder by another person.

(c) The plant food content of each and every brand of commercial fertilizer must remain uniform for the period of registration.

Further amend section 1 by inserting at the end of sub-section 21, the following sentence: Nor shall anything herein be construed to prevent the use by a fertilizer manufacturer of more than the nitrogen, available phosphoric acid and potash to indicate the grade or label of his product, so that sub-section as amended shall read as follows: 21. *Exchanges between Manufacturers.* Nothing herein shall be construed to restrict or avoid sales or exchanges of commercial fertilizers to each other by importers, manufacturers, or manipulators who mix fertilizer materials for sale or as preventing the free and unrestricted shipments of commercial fertilizers to manufacturers or manipulators who have registered their brands as required by the provisions hereof. Nor shall anything herein be construed to prevent the use by a fertilizer manufacturer of more than nitrogen, available phosphoric acid and potash to indicate the grade or label of his product.

The report was accepted.

On motion of Senator O'Brien, the rules of the Senate were suspended and the reading of the amendments was dispensed with.

Question being on the adoption of the amendments recommended by the committee.

On a *viva voce* vote, the affirmative prevailed, amendments were adopted, and the bill as amended was ordered to a third reading this afternoon at 2 o'clock.

Senator Daniel, for the Committee on Public Works, to whom was referred:

House Bill No. 46, An Act changing classification of the so-called King's Highway.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted and the bill was referred to the Committee on Finance under the rules.

Engrossed Bills

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled House bills and House joint resolutions:

House Bill No. 6, An Act providing for exemption from payment of poll taxes for veterans of the Korean conflict.

House Bill No. 20, An Act legalizing the biennial election in the town of Newport.

House Bill No. 31, An Act relative to change in classification of highway in Alstead.

House Bill No. 50, An Act legalizing the biennial election held in the town of Newbury, November 2, 1954.

House Bill No. 69, An Act relating to the issue of duplicates of lost deposit books.

House Bill No. 74, An Act relating to the Gale Home for Aged and Destitute Women.

House Bill No. 79, An Act relative to the number of small claims which may be filed in small claims court.

House Bill No. 101, An Act relative to exemption from fees for seeing eye dogs.

House Bill No. 105, An Act relative to bonded indebtedness of the town of Hancock for water-works.

House Joint Resolution No. 8, Joint Resolution providing funds for certain classified positions in planning and development department.

House Joint Resolution No. 9, Joint Resolution in favor of the county of Coos.

House Joint Resolution No. 15, Joint Resolution in favor of the estate of John S. Ball.

LAURIER A. LAMONTAGNE,
For the Committee.

On motion of Senator Matthews, the rules of the Senate were so far suspended as to permit all business in order for this afternoon at 2 o'clock to be made in order at the present time.

Third Reading of Bills

The following entitled bills were read a third time and passed:

Senate Bill No. 27, An Act relating to investment of trust funds by the First Unitarian Congregational Society of Nashua, New Hampshire.

House Bill No. 73, An Act to regulate the sale and distribution of mixed fertilizers and fertilizer material in the state.

House Bill No. 119, An Act granting discretionary authority to probate courts in connection with bonds of trustees.

House Bill No. 153, An Act relating to attachments.

On motion of Senator Caron, the Senate adjourned.

FRIDAY, FEBRUARY 25, 1955

The Senate met according to adjournment.

Introduction of Guests

The President welcomed to the Senate the following guests:

Misses Elizabeth Eaton and Deborah Eaton of Cohasset, Massachusetts, the guests of Senator Ferguson, District No. 14.

Ernest Levesque, Lucien Levesque, David LaRoche and Paul LaRoche, all guests of Senator LaRoche, District No. 20.

Guests of Senator O'Malley, District No. 18, his wife, Mary; daughter Virginia Heath, and grandchildren Carl, Nancy and JoAnn Heath.

Former member of the House, Arthur Thibodeau of Manchester, the guest of Senator Daniel, District No. 19.

Mrs. Eralsey C. Ferguson, the wife of Senator Ferguson, and Mrs. Eaton, the daughter of Senator Ferguson, both guests of Senator Ferguson, District No. 14.

Mrs. George Shovan and two sons, Mrs. Elizabeth Perkins, the wife of the President of the Senate, and his two sons, all the guests of the President.

Introduction of Senate Bills

Senator Ferguson introduced the following entitled bills, which were read a first and second time, laid on the table to be printed, and referred:

To the Committee on Public Welfare and State Institutions:

Senate Bill No. 47, An Act relative to care and treatment of sexual psychopaths.

Senate Bill No. 48, An Act relative to the commission of mental health.

Senator Ferguson introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred:

To the Committee on Judiciary:

Senate Bill No. 49, An Act relative to the taxation of personal property on land of another.

Senator Packard introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred:

To the Committee on Judiciary:

Senate Bill No. 50, An Act relative to orders for delinquent children and the jurisdiction of municipal courts.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bills and joint resolution, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 77, An Act relative to destruction of old insurance records.

House Bill No. 89, An Act relative to manner of driving motor vehicles, hand signals.

House Bill No. 93, An Act relative to classification of a certain road in the town of Stratford.

House Bill No. 165, An Act relating to the non-military use of state armories.

House Bill No. 173, An Act relative to donations for highway purposes.

House Bill No. 185, An Act relating to officers of the state committees of political parties.

House Joint Resolution No. 21, Joint Resolution relative to the estate of Eugene Hill.

The message further stated that the House of Representatives has voted to concur with the Honorable Senate in the passage of the following entitled bill, sent down from the Honorable Senate:

Senate Bill No. 9, An Act relative to discharge or removal of employees of public libraries.

The message further stated that the House of Representatives has voted to concur with the Honorable Senate in the passage of the following entitled joint resolution, sent down from the Honorable Senate:

Senate Joint Resolution No. 3, Joint Resolution relative to a study of old age and survivors' insurance for state employees.

The message further stated that the House of Representatives concurs with the Honorable Senate in the passage of the following joint resolution, with amendment, in the passage of which amendment the House of Representatives asks the concurrence of the Honorable Senate:

Senate Joint Resolution No. 1, Joint Resolution in favor of Merle Pitman.

Amend the joint resolution by inserting after the word "Chatham" in the fourth line the words, This sum shall be in full and complete settlement of this charge, so that said joint resolution as amended shall read as follows: That the sum of two hundred and fifty dollars is hereby appropriated to reimburse Merle Pitman of Chatham for property damages which he sustained when his cows were attacked by a moose on September 14, 1954, at Chatham. This sum shall be in full and

complete settlement of this claim. The sum hereby appropriated shall be a charge on the fish and game funds.

On motion of Senator Washburn, the Senate voted to concur in the adoption of the amendment to the above entitled joint resolution sent up from the House of Representatives.

Read and Referred

The following entitled bills and joint resolution, sent up from the House of Representatives, were read a first and second time, and referred:

To the Committee on Banks and Insurance:

House Bill No. 77, An Act relative to destruction of old insurance records.

To the Committee on Transportation:

House Bill No. 89, An Act relative to manner of driving motor vehicles, hand signals.

To the Committee on Public Works:

House Bill No. 93, An Act relative to classification of a certain road in the town of Stratford.

House Bill No. 173, An Act relative to donations for highway purposes.

To the Committee on Military and Veterans' Affairs:

House Bill No. 165, An Act relating to the non-military use of state armories.

To the Committee on Judiciary:

House Bill No. 185, An Act relating to officers of the state committees of political parties.

To the Committee on Finance:

House Joint Resolution No. 21, Joint Resolution relative to the estate of Eugene Hill.

Committee Reports

Senator O'Malley, for the Committee on Judiciary, to whom were referred:

House Bill No. 72, An Act relative to the charter of the Trustees of the Protestant Episcopal Church in New Hampshire.

House Bill No. 133, An Act to increase the amount of property permitted to be held by the New Hampshire Conference Preachers' Aid Society of the Methodist Church.

Having considered the same, reported the same without amendments, and recommended their passage.

The reports were accepted, and the bills were ordered to a third reading this afternoon at 2 o'clock.

Senator O'Malley, for the Committee on Judiciary, to whom was referred:

House Bill No. 152, An Act providing for advance sheets of session laws.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass.

Amend the bill by inserting after the word "charge" in line 12 the following sentence, The Senate shall receive two such sets and the House of Representatives three such sets, so that said section as amended shall read as follows: 1. *Session Laws*. Amend chapter 10 of the Revised Laws (chapter 20, RSA) by inserting after section 2 the following new section: 2-a. *Advance Sheets, Printing and Distribution*. During each regular legislative session the secretary of state shall provide for the printing and distribution of advance sheets of all public and private acts and resolves, together with an index thereof, of such session. Such advance sheets shall be available for sale to attorneys at law and the public, as the legislation is enacted. The secretary of state shall carry out the provisions of this section under a plan approved by the Judicial Council, and said plan shall fix the price to be charged by the secretary of state. It is further provided that each justice of the supreme, superior, probate and municipal courts shall be furnished a set of the advance sheets without charge. The Senate shall receive two such sets and the House of Representatives three such sets. The state library shall also be furnished a set for its own use and upon request sufficient sets to exchange with other states.

The report was accepted, amendment adopted, and the bill as amended was ordered to a third reading this afternoon at 2 o'clock.

Order Vacated

On motion of Senator Merrill, the rules of the Senate were suspended, and the order whereby House Bill No. 46, An Act changing the classification of the so-called King's Highway, was referred to the Committee on Finance, was vacated. The rules were further suspended, and the above entitled bill was placed on its third reading and final passage at the present time.

On motion of Senator Matthews, the rules of the Senate were so far suspended as to permit all business in order for this afternoon at 2 o'clock to be made in order at the present time, and that when the Senate adjourns today, it be to meet next Tuesday at 11 o'clock.

Third Reading of Bills

The following entitled bills were read a third time, and passed:

House Bill No. 72, An Act relative to the charter of the Trustees of the Protestant Episcopal Church in New Hampshire.

House Bill No. 133, An Act to increase the amount of property permitted to be held by the New Hampshire Conference Preachers' Aid Society of the Methodist Church.

House Bill No. 152, An Act providing for advance sheets of session laws.

On motion of Senator Daniel, the Senate adjourned.

TUESDAY, MARCH 1, 1955

The Senate met according to adjournment.

Introduction of Guest

The President welcomed to the Senate the Chief of Police of Keene, William Bridgham, who was the guest of Senator Landers, District No. 10.

Introduction of Senate Bills

Senator McMeekin introduced the following entitled bill, which was read a first and second time, laid on the table to be printed and referred:

To the Committee on Resources, Recreation and Development:

Senate Bill No. 51, An Act prohibiting the use of outboard motors on Perch pond in the town of Campton.

Senator Packard introduced the following entitled bill, which was read a first and second time, laid on the table to be printed and referred:

To the Committee on Judiciary:

Senate Bill No. 52, An Act relative to increasing certain penalties.

Senator Adams introduced the following entitled bill, which was read a first and second time, laid on the table to be printed and referred:

To the Committee on Military and Veterans' Affairs:

Senate Bill No. 53, An Act relative to courts-martial in the national guard.

Senator McMeekin introduced the following entitled bill, which was read a first and second time, laid on the table to be printed and referred:

To the Committee on Fisheries and Game:

Senate Bill No. 54, An Act relative to damage to berries, sugar orchards and nursery stock by game.

Senators Colburn and Paquette introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred:

To the Committee on Public Works:

Senate Bill No. 55, An Act naming the Henri A. Burque Drive.

On motion of Senator Colburn, the rules of the Senate were suspended, the order whereby the bill was referred to committee was vacated, printing dispensed with, and the above entitled bill was ordered to a third reading and final passage at the present time.

Senator Foote introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred:

To the Committee on Finance:

Senate Bill No. 56, An Act relative to compensation of the New Hampshire members of the Maine-New Hampshire Interstate Bridge Authority.

Senator Cleveland introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred:

To the Committee on Judiciary:

Senate Bill No. 57, An Act relative to the solicitation of bribes.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bills and joint resolution, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 88, An Act relative to penalty for failure to surrender motor vehicle license, registration or number plate upon demand.

House Bill No. 130, An Act relating to the Sandwich Notch and Dale road in the towns of Sandwich and Thornton.

House Bill No. 148, An Act to authorize summary procedure for judgment in actions of contract to which there is no defense.

House Bill No. 193, An Act relative to the care and custody of female convicts.

House Bill No. 202, An Act relative to forfeiture of devices used for illegal night hunting.

House Bill No. 218, An Act relative to the posting of land.

House Joint Resolution No. 1, Joint Resolution in favor of Harry J. Ring.

The message further stated that the House of Representatives refuses to concur with the Honorable Senate in the passage of the following entitled bill, sent down from the Honorable Senate, and asks for a Committee of Conference:

House Bill No. 73, An Act to regulate the sale and distribution of mixed fertilizers and fertilizer material in the state.

The Speaker has appointed as members of such committee on the part of the House, the member from Hampstead, Miss Spollett; the member from Landaff, Mr. Clement; and the member from Lancaster, Mr. Cornelius.

On motion of Senator O'Brien, the Senate voted to accede to the request of the House of Representatives for a Committee of Conference on the above entitled bill. The President appointed as members of such committee on the part of the Senate, Senators O'Brien and Ainsworth.

Read and Referred

The following entitled bills and joint resolution, sent up from the House of Representatives, were read a first and second time, and referred:

To the Committee on Transportation:

House Bill No. 88, An Act relative to penalty for failure to surrender motor vehicle license, registration or number plate upon demand.

To the Committee on Public Works:

House Bill No. 130, An Act relating to the Sandwich Notch and Dale road in the towns of Sandwich and Thornton.

To the Committee on Judiciary:

House Bill No. 148, An Act to authorize summary procedure for judgment in actions of contract to which there is no defense.

To the Committee on Fisheries and Game:

House Bill No. 202, An Act relative to forfeiture of devices used for illegal night hunting.

To the Committee on Finance:

House Joint Resolution No. 1, Joint Resolution in favor of Harry J. Ring.

To the Committee on Public Welfare and State Institutions:

House Bill No. 193, An Act relative to the care and custody of female convicts.

To the Joint Committees of Fisheries and Game and Judiciary:

House Bill No. 218, An Act relative to the posting of land.

Committee Reports

Senator LaRoche, for the Committee on Fisheries and Game, to whom were referred:

House Bill No. 60, An Act relative to migratory game birds.

House Bill No. 85, An Act relative to hunting and fishing licenses.

Having considered the same, reported the same without amendments, and recommended their passage.

The reports were accepted, and the bills were ordered to a third reading this afternoon at 2 o'clock.

Senator LaRoche, for the Committee on Fisheries and Game, to whom was referred:

House Joint Resolution No. 16, Joint Resolution relative to special fishing licenses for certain students from foreign countries.

Having considered the same, reported the same with the following amendment, and recommended that the resolution as amended ought to pass.

Amend the resolution by striking out the entire resolution and substituting in place thereof, the following:

That the department of fish and game be and hereby is authorized and directed to issue to such so-called foreign exchange students who are living and studying in New Hampshire as may apply to the Director therefor, which will entitle the license to kill, take and transport fish and salt water smelt under the restriction of Title XX of the Revised Laws. Said special licenses shall be issued only for the calendar years 1955-1956.

The report was accepted, amendment adopted, and the resolution as amended was ordered to a third reading this afternoon at 2 o'clock.

Senator Caron, for the Committee on Banks and Insurance, to whom was referred:

Senate Bill No. 28, An Act relative to building and loan associations.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at 2 o'clock.

Senator English, for the Committee on Resources, Recreation and Development, to whom were referred:

House Bill No. 55, An Act providing for the classification of Salmon brook and its watershed.

House Bill No. 57, An Act providing for the classification of Pennichuck brook and its watershed.

Having considered the same, reported the same without amendment, and recommended their passage.

The reports were accepted, and the bills were ordered to a third reading this afternoon at 2 o'clock.

Engrossed Bills

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled Senate and House bills, and Senate joint resolutions:

Senate Bill No. 9, An Act relative to discharge or removal of employees of public libraries.

House Bill No. 46, An Act changing classification of the so-called King's Highway.

House Bill No. 92, An Act relative to the mortgage of corporate assets by authority of the board of directors.

House Bill No. 107, An Act relative to trusts for care of cemetery lots.

House Bill No. 119, An Act granting discretionary authority to probate courts in connection with bonds of trustees.

House Bill No. 153, An Act relating to attachments.

House Bill No. 72, An Act relative to the charter of The Trustees of the Protestant Episcopal Church in New Hampshire.

House Bill No. 133, An Act to increase the amount of property permitted to be held by the New Hampshire Conference Preachers' Aid Society of the Methodist Church.

Senate Joint Resolution No. 1, Joint Resolution in favor of Merle Pitman.

Senate Joint Resolution No. 3, Joint Resolution relative to a study of old age and survivors' insurance for state employees.

House Bill No. 75, An Act to revise and codify the Revised Laws of the State of New Hampshire.

NORMAN A. McMEEKIN,
For the Committee.

On motion of Senator McMeekin, the following resolution was adopted:

Resolved, That the sessions for the Senate for the week during which town meetings occur shall be held on Wednesday, Thursday and Friday, namely March 9, 10 and 11, 1955.

On motion of Senator Matthews, the rules of the Senate were so far suspended as to permit all business in order for this afternoon at 2 o'clock to be made in order at the present time.

Third Reading of Bills and Joint Resolution

The following entitled bills and joint resolution were read a third time and passed:

Senate Bill No. 28, An Act relative to building and loan associations.

House Bill No. 55, An Act providing for the classification of Salmon brook and its watershed.

House Bill No. 57, An Act providing for the classification of Pennichuck brook and its watershed.

House Bill No. 60, An Act relative to migratory game birds.

House Bill No. 85, An Act relative to hunting and fishing licenses.

House Joint Resolution No. 16, Joint Resolution relative to special fishing licenses for certain students from foreign countries.

On motion of Senator Colburn, the Senate adjourned.

WEDNESDAY, MARCH 2, 1955

The Senate met according to adjournment.

Introduction of Senate Bills

Senator Packard introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred:

To the Committee on Transportation:

Senate Bill No. 58, An Act to provide for the regulation of the business of drivers' schools.

Senators Packard, Caron, O'Malley and Daniel introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred:

To the Committee on Finance:

Senate Bill No. 59, An Act relating to indebtedness of the city of Manchester.

Senator Adams introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred:

To the Committee on Transportation:

Senate Bill No. 61, An Act providing special plates for privately owned school buses.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 14, An Act requiring a new registration of voters in the city of Dover.

House Bill No. 124, An Act increasing the fee for registration of trade names and partnerships.

House Bill No. 154, An Act relating to the return of writs in the superior court.

House Bill No. 157, An Act relating to the military rank of the adjutant general.

House Bill No. 182, An Act relative to the use of rifles in shotgun towns.

House Bill No. 232, An Act relative to compensation of appeal tribunal and advisory council members under the unemployment compensation law.

House Bill No. 371, An Act relative to borrowing by the Campton Village precinct.

House Bill No. 372, An Act relative to special motor vehicle number plates for members of the general court and certain law enforcement officers.

The message further stated that the House of Representatives has voted to concur with the Honorable Senate in its amendments to the following entitled bill:

House Bill No. 152, An Act providing for advance sheets of session laws.

Read and Referred

The following entitled bills, sent up from the House of Representatives, were read a first and second time, and referred:

To the Committee on Education:

House Bill No. 14, An Act requiring a new registration of voters in the city of Dover.

To the Committee on Ways and Means:

House Bill No. 124, An Act increasing the fee for registration of trade names and partnerships.

To the Committee on Judiciary:

House Bill No. 154, An Act relating to the return of writs in the superior court.

To the Committee on Military and Veterans' Affairs:

House Bill No. 157, An Act relating to the military rank of the adjutant general.

To the Committee on Fisheries and Game:

House Bill No. 182, An Act relative to the use of rifles in shotgun towns.

To the Committee on Labor:

House Bill No. 232, An Act relative to compensation of appeal tribunal and advisory council members under the unemployment compensation law.

To the Committee on Finance:

House Bill No. 371, An Act relative to borrowing by the Campton Village precinct.

On motion of Senator McMeekin, the rules of the Senate were suspended, reference to committee dispensed with, and the above entitled bill was read a third time and passed at the present time.

To the Committee on Transportation:

House Bill No. 372, An Act relative to special motor vehicle number plates for members of the general court and certain law enforcement officers.

Senator Colburn moved that the rules of the Senate be suspended, reference to committee be dispensed with, and the above entitled bill be read a third time and passed at the present time.

Senator McMeekin in the Chair.

(Discussion ensued)

Senator Perkins spoke in favor of the motion.

Senator Cleveland spoke in opposition to the motion.

Question being stated: Shall the motion offered by Senator Colburn be adopted?

On a *viva voce* vote, the affirmative prevailed, and the motion to suspend the rules was adopted.

On motion of the same Senator, the following amendment was adopted:

Amend the bill by striking out in section 1 in line 10 after the word deputy the words "and assistants, the county solicitors, sheriffs and their deputies of the counties of the state and vehicles of state, county and municipal law enforcement departments" so that said section as amended shall read as follows: 1. *Motor Vehicles*. Amend section 7-a of chapter 116 of the Revised Laws as inserted by chapter 81 of the Laws of 1953, (section 10, chapter 260, RSA) by striking out the same and inserting in place thereof the following: 7-a. *Special Number Plates*. Upon payment of motor vehicle registration fee the motor vehicle commissioner may issue a special plate, to be designated by him, to be affixed to the vehicle of the governor, the members of the governor's council, president of the senate, members of the senate, speaker of the house of representatives, members of the house of representatives, the attorney general, his deputy at no cost to the state other than for those plates furnished to the governor, the members of the governor's council, president of the senate and speaker of the house of representatives.

The bill as amended was then ordered to a third reading and final passage at the present time, and the bill was sent to the House of Representatives for concurrence in Senate amendment.

Committee Reports

Senator Keller, for the Committee on Public Health, to whom was referred:

Senate Bill No. 23, An Act relative to suspension or revocation of licenses of persons practicing medicine.

Having considered the same, reported the same without amendment and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at 2 o'clock.

Senator O'Malley, for the Committee on Judiciary, to whom was referred:

Senate Bill No. 46, An Act relating to writs and their endorsement.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at 2 o'clock.

Senator O'Malley, for the Committee on Judiciary, to whom was referred.

House Bill No. 98, An Act providing for a constitutional convention.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted, and the bill was referred to the Committee on Finance, under the rules.

Senator Caron, for the Committee on Finance, to whom was referred:

House Bill No. 158, An Act relating to the commision on uniform state laws.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass.

Amend section 1 of said bill by striking out the same and inserting in place thereof the following:

1. *Commission on Uniform State Laws.* Amend section 4 of chapter 7-A of the Revised Laws as inserted by chapter 100 of the Laws of 1947 and as inserted by section 6 of part 5 of chapter 5 of the Laws of 1950, (section 4, chapter 18 RSA) by striking out the same and inserting in place thereof the following: 4. *Appropriations.* The legislature shall annually appropriate sums sufficient for promoting and continuing the national conference of commissioners on uniform

state laws and for the purpose of paying expenses for attendance at said national conference.

The report was accepted, amendment adopted, and the bill as amended was ordered to a third reading this afternoon at 2 o'clock.

President Perkins in the Chair.

On motion of Senator Matthews, the rules of the Senate were so far suspended as to permit all business in order for 2 o'clock this afternoon to be made in order at the present time.

Resolution

On motion of Senator McMeekin, the following resolution was unanimously adopted by a rising vote of the members:

Whereas, the Honorable Senate has learned with pleasure that today is the natal day of the Honorable Marye Walsh Caron, the Senator from the 17th District, be it

Resolved, That the members of the Senate extend to Senator Caron their heartiest congratulations and the best of wishes for the coming year.

Third Reading of Bills

The following entitled bills were read a third time and passed:

Senate Bill No. 23, An Act relative to suspension or revocation of licenses of persons practicing medicine.

Senate Bill No. 46, An Act relating to writs and their endorsement.

House Bill No. 158, An Act relating to the commission on uniform state laws.

On motion of Senator LaRoche, the Senate adjourned.

THURSDAY, MARCH 3, 1955

The Senate met according to adjournment.

Leave of Absence

Senator Keller of District No. 6 was granted leave of absence for the day on account of important business.

Introduction of Guests

The President welcomed to the Senate, the Chief of Police of Nashua, Joseph L. Reagan, and Police Officer of Nashua, Irving N. Cross, who were the guests of Senator Colburn of District No. 12. The President also welcomed to the Senate, Mrs. Ayer, the wife of Judge Frank Ayer, the assistant Clerk of the Senate, and extended to the Judge and Mrs. Ayer congratulations on their 46th wedding anniversary today.

Reconsideration

Senator Powell moved that the Senate reconsider its vote whereby it passed House Bill No. 372, An Act relative to special motor vehicle number plates for members of the general court and certain law enforcement officers.

On a *viva voce* vote, the affirmative prevailed.

On motion of the same senator, the Senate voted to reconsider its vote whereby the above entitled bill was ordered to a third reading.

This bill being on its second reading was open to further amendment.

On motion of Senator Colburn, the following amendment was adopted.

Amend Section 1 of said bill by striking out the same and inserting in place thereof the following:

1. *Motor Vehicles.* Amend Section 7-a of Chapter 116 of the Revised Laws, as inserted by Chapter 81 of the Laws of 1953, (Section 10, Chapter 260 RSA) by striking out the same and inserting in place thereof the following:

7-a. *Special Number Plates.* Upon payment of motor vehicle registration fee, if any, the motor vehicle commissioner may issue a special plate, to be designated by him, to be affixed to the vehicle of the Governor, the members of the Governor's Council, President of the Senate, members of the Senate, Speaker of the House of Representatives, members of the House of Representatives, the Attorney General and his deputy, and vehicles of State Police and motor vehicle departments. Said special plates shall be issued at no cost to the State other than those plates furnished to the Governor, the members of the Governor's Council, President of the Senate, Speaker of the House of Representatives, State Police and Motor Vehicle Departments.

The bill as amended was ordered to a third reading this afternoon at 2 o'clock.

Senator Cleveland moved that the bill be laid upon the table and made a Special Order for Wednesday, March 9th, at 11:01.

(Discussion ensued)

On a *viva voce* vote, the negative prevailed.

Senator Cleveland then requested a division.

Eight senators having voted in the affirmative, and fourteen senators having voted in the negative, the negative prevailed, and the motion offered by Senator Cleveland was lost.

Senator Powell moved that the rules of the Senate be further suspended and the bill placed upon its third reading and final passage at the present time.

On a *viva voce* vote, the affirmative prevailed, and the bill was read a third time and passed, and sent to the House of Representatives for concurrence in the Senate amendment.

Introduction of Bill

Senate Keller introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred:

To the Committee on Judiciary:

Senate Bill No. 60, An Act relating to the return day of executions issued by the superior court.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bill, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 129, An Act relative to the payment of poll taxes.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in the passage of the following entitled bill sent down from the Honorable Senate:

Senate Bill No. 20, An Act relative to publicly elected officials of cities.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its amendments to the following joint resolution:

House Joint Resolution No. 16, Joint Resolution relative to special fishing licenses for certain students from foreign countries.

Read and Referred

The following entitled bill, sent up from the House of Representatives, was read a first and second time, and referred:

To the Committee on Ways and Means:

House Bill No. 129, An Act relative to the payment of poll taxes.

Committee Reports

Senator O'Malley, for the Committee on Judiciary, to whom were referred:

House Bill No. 127, An Act relating to the execution of bonds of the state.

House Bill No. 185, An Act relating to officers of the state committees of political parties.

Having considered the same, reported the same without amendments, and recommended their passage.

The reports were accepted, and the bills were ordered to a third reading this afternoon at 2 o'clock.

Senator O'Malley, for the Committee on Judiciary, to whom was referred:

House Bill No. 51, An Act relative to standards of proof of subversive activities.

Having considered the same, reported the same with the recommendation to refer the same to the Judicial Council with a request for their opinion on or before May 1, 1955.

The report was accepted and the recommendation of the committee adopted.

On motion of Senator Cleveland, the above entitled bill was laid upon the table.

Senator O'Malley, for the Committee on Judiciary, to whom was referred:

Senate Bill No. 32, An Act relative to the sale of narcotics to minors.

Having considered the same, reported the same with the recommendation to refer the same to the Judicial Council with a request for their opinion on or before May 1, 1955.

The report was accepted, and the recommendation of the committee adopted.

On motion of Senator Cleveland, the above entitled bill was laid upon the table.

Senator Daniel, for the Committee on Public Works, to whom were referred:

House Bill No. 93, An Act relative to classification of a certain road in the town of Stratford.

House Bill No. 173, An Act relative to donations for highway purposes.

Having considered the same, reported the same without amendments, and recommended their passage.

The reports were accepted, and the bills were ordered to a third reading this afternoon at 2 o'clock.

Senators LaRoche, for the Committee on Fisheries and Game, to whom were referred:

House Bill No. 123, An Act relative to the establishment of fishing regulations.

House Bill No. 126, An act relative to brook trout.

Having considered the same, reported the same without amendments, and recommended their passage.

The reports were accepted, and the bills were ordered to a third reading this afternoon at 2 o'clock.

Senator Packard, for the Committee on Public Welfare and State Institutions, to whom was referred:

House Bill No. 19, An Act relating to prisoners committed to a house of correction.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at 2 o'clock.

Senator LaRoche, for the Committee on Fisheries and Game, to whom was referred:

House Bill No. 184, An Act relative to honorary hunting and fishing licenses.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass:

Amend section 1 of the bill by inserting after the word "to" in line 6 the words, the President and Vice President of the United States and, so that said section as amended shall read as follows: 1. *Honorary Licenses*. Amend chapter 247 of the Revised Laws by inserting after section 6-a, as inserted by section 1, chapter 60, Laws of 1947, (section 13, chapter 214, RSA) the following new section: 6-b. *Non-resident Honorary Licenses*. The director, with the approval of the fish and game commission, may issue honorary hunting or fishing licenses to the President and Vice President of the United States and nonresident governors, fish and game officials, accredited sports writers, and recognized conservationists, without charge. During a calendar year, not more than fifty hunting licenses nor seventy-five fishing licenses shall be made available for this purpose.

The report was accepted, amendment adopted, and the bill as amended was ordered to a third reading this afternoon at 2 o'clock.

Senator Packard, for the Committee on Public Welfare and State Institutions, to whom was referred:

House Bill No. 22, An Act relative to the care and custody of females transferred to the custody of the state prison.

Having considered the same, reported the same without amendment and recommended its passage.

The report was accepted.

Senator Cleveland offered the following amendment:

Amend said bill by adding at the end thereof the following new section:

3. *Children in State Prison*. Amend section 23 of chapter 463 of the Revised Laws, as inserted by section 1, chapter 205 of the Laws of 1953, (section 24, chapter 21, R S A) by striking out said section so that said section as amended shall read as follows: 23. *Incorrigibles, etc*. If any child committed to the school shall be found by the trustees to be incorrigible, and dangerous to the discipline of the school, the trustees may order such child to be transferred and committed to some other state institution for such time as they see fit, but not

exceeding the time when his sentence to the industrial school expires; provided, however, that no such child, except as hereinafter provided, shall be transferred and committed to the state prison except with the approval of a justice of the superior court. Any justice of such court shall, upon the petition of the trustees, summarily consider the case of any child alleged to be incorrigible and dangerous to the discipline of the school, and if he finds such allegations to be true, and that the interests of the state and of the child require that the child be confined in the state prison, he may grant his approval to such transfer and committal by the trustees. Pending such petition and action thereon by the court, the trustees may make any orders they deem necessary concerning the confinement of the child, including confinement in the state prison.

Further amend said bill by renumbering section 3 to read section 4.

(Discussion ensued)

Senator Cleveland spoke in favor of the amendment.

Senators Ferguson and Packard spoke in opposition.

Senator Cleveland moved that the bill with the amendment pending be laid upon the table and made a Special Order for Wednesday, March 9, at 11:01.

At the request of Senator Lamontagne, the President declared a five minute recess.

Recess

The Senate re-assembled.

Question being stated: Shall the bill with the accompanying amendment be laid upon the table and made a Special Order for Wednesday, March 9, at 11:01?

On a *viva voce* vote, the affirmative prevailed, and the motion was adopted.

Senator Smalley, for the Committee on Education, to whom was referred:

House Bill No. 164, An Act relating to Oyster River Co-operative School District.

Having considered the same, reported the same without amendment and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at 2 o'clock.

Senator Packard, for the Committee on Public Welfare and State Institutions, to whom was referred:

House Bill No. 193, An Act relative to the care and custody of female convicts.

Having considered the same, reported the same without amendment and recommended its passage.

The report was accepted, and the bill ordered to a third reading this afternoon at 2 o'clock.

Engrossed Bills

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled House bills:

House Bill No. 55, An Act providing for the classification of Salmon brook and its watershed.

House Bill No. 57, An Act providing for the classification of Pennichuck brook and its watershed.

House Bill No. 85, An Act relative to hunting and fishing licenses.

House Bill No. 152, An Act providing for advance sheets of session laws.

House Bill No. 371, An Act relative to borrowing by the Campton Village Precinct.

IRENE W. LANDERS,
For the Committee.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has voted to adopt the amendments offered by the Committee on Engrossed Bills to the following entitled bill:

Senate Bill No. 20, An Act relative to publicly elected officials of cities.

Amend section 1 of said bill by striking out the first four lines and inserting in place thereof the following:

1. *City Officials.* Amend section 3 of chapter 66, Revised Laws (section 1, chapter 48 R S A) by inserting after

the word "employment" in the fifth line the words, by the city; by inserting after the word "court" in the sixth line the words, or call firemen; and by inserting after the word "law" in the twelfth line the words: The provisions of this section shall not affect the rights of cities or towns to make such consolidation of official function as may have been heretofore authorized by statute, so that said section as amended shall read as follows:

3. *Prohibition.* No publicly elected official of a city, except

On motion of Senator McMeekin, the Senate voted to concur in the adoption of the amendments offered by the Committee on Engrossed Bills to the above entitled bill.

The message further stated that the House of Representatives had voted to adopt the amendments offered by the Committee on Engrossed Bills to the following entitled joint resolution and asks for the concurrence of the Honorable Senate:

House Joint Resolution No. 16, Joint Resolution relative to special fishing licenses for certain students from foreign countries.

Amend said resolution by striking out the first four lines and inserting in place thereof the following:

That the department of fish and game be and hereby is authorized and directed to issue to such so-called foreign exchange students who are living and studying in New Hampshire and who may apply to the director therefor, a special fishing license, without the payment of a fee therefor, which will entitle the

Question being on the concurrence on amendment offered by the Committee on Engrossed Bills.

Senator McMeekin spoke in favor of concurrence.

Senator Packard spoke in opposition.

On a *viva voce* vote, the affirmative prevailed, and the Senate voted to concur in the adoption of the amendment.

On motion of Senator McMeekin, the Senate voted to take from the table:

House Bill No. 51, An Act relative to standards of proof of subversive activities.

On motion of Senator McMeekin, the Senate voted to take from the table:

Senate Bill No. 32, An Act relative to the sale of narcotics to minors.

On motion of Senator Matthews, the rules of the Senate were so far suspended as to permit all business in order for 2 o'clock this afternoon to be made in order at the present time, and that when the Senate adjourns today, it be to meet next Wednesday morning at 11 o'clock.

Third Readings of Bills

The following entitled bills were read a third time and passed :

House Bill No. 19, An Act relating to prisoners committed to a house of correction.

House Bill No. 93, An Act relative to classification of a certain road in the town of Stratford.

House Bill No. 123, An Act relative to the establishment of fishing regulations.

House Bill No. 126, An Act relative to brook trout.

House Bill No. 127, An Act relating to the execution of bonds of the state.

House Bill No. 164, An Act relating to Oyster River Co-operative School District.

House Bill No. 173, An Act relative to donations for highway purposes.

House Bill No. 184, An Act relative to honorary hunting and fishing licenses.

House Bill No. 185, An Act relating to officers of the state committees of political parties.

House Bill No. 193, An Act relative to the care and custody of female convicts.

On motion of Senator O'Brien, the Senate adjourned.

WEDNESDAY, MARCH 9, 1955

The Senate met according to adjournment.

Leave of Absence

Senator Smalley of District No. 21 was granted leave of absence for the day, on account of illness.

Introduction of Guests

The President welcomed to the Senate, Mrs. J. Wesley Colburn of Nashua, Mrs. Emile J. Soucy of Manchester, Mrs. Joseph Luke of North Conway, Mrs. Raymond K. Perkins of Concord, and Mrs. Carl Affeldt of Nashua, all the guests of Senator Colburn, District No. 12.

Special Order

Senator Cleveland called for the Special Order, it being the adoption of the amendment offered to House Bill No. 22, An Act relative to the care and custody of females transferred to the custody of the state prison.

Senator Cleveland rose to request a ruling from the Chair as to whether an amendment to the amendment could be offered.

The President ruled that such action was permissible.

Senator Cleveland offered the following amendment to the amendment and moved its adoption:

Amend said bill by striking out said amendment and inserting in place thereof the following:

3. *Children in State Prison.* Amend section 23 of chapter 463 of the Revised Laws, as inserted by section 1, chapter 205 of the Laws of 1953, (section 24, chapter 21, RSA) by striking out said section so that said section as amended shall read as follows: 23. *Incorrigibles, etc.* If any child committed to the school shall be found by the trustees to be incorrigible, and dangerous to the discipline of the school, the trustees may order such child to be transferred and committed to some other state institution for such time as they see fit, but not exceeding the time when his sentence to the industrial school expires; provided, however, that no such child, except as hereinafter provided, shall be transferred and committed to the state prison except with the approval of a justice of the superior court or of the justice of the municipal court which originally committed said child to the school. Any justice of such court shall, upon the petition of the trustees, summarily consider the case of any child alleged to be incorrigible and dangerous to the discipline of the school, and if he finds such allegations to be true, and that the interests of the state and of the child require that the child be confined in the state

prison, he may grant his approval to such transfer and committal by the trustees. Pending such petition and action thereon by the court, the trustees may make any orders they deem necessary concerning the confinement of the child, including confinement in the state prison. The court proceedings hereunder shall be conducted in the manner required in juvenile delinquency proceedings as outlined in section 17 of chapter 132.

Further amend said bill by renumbering section 3 to read section 4.

Senator Cleveland requested that the following editorial be made a part of the permanent record of the Journal:

On Prisons, and Juveniles, and Courts

In exploring the various parts of the whole question of juvenile delinquency, the Journal-Transcript this week came across the largely untold story of a most serious loophole in New Hampshire laws governing imprisonment of so-called "incorrigible" juvenile delinquents in the state penitentiary at Concord.

The story of the loophole came out when State Senator James C. Cleveland discovered it and presented an amendment to close it, a fact reported in last Sunday's New Hampshire Sunday News and in one paragraph form in Enoch Shenton's column for the weekly press today. This editorial is written on Tuesday, and by the time it appears in print on Thursday, the State Senate may well have acted on the measure one way or another.

However, regardless of the senate action—regardless of whether the loophole can be closed this year or must go on to the next session—the issue is one which merits most careful attention and consideration by the people of the state as well as by the law makers.

In brief, the Cleveland amendment would require that Justice of the Superior Court pass on or review the case of any juvenile (18 years or under) confined as an "incorrigible" in the state penitentiary for adult felons at Concord.

In view of the fact that no adult can be committed to the state's prison without a hearing before a Justice of Superior Court, it would seem rather fundamental that at least the same

safeguards should be provided to insure full justice in the case of juvenile offenders "incorrigible" or otherwise.

In the maze of the present state laws governing juveniles and the administration of the State Industrial School, it is entirely possible that a juvenile might end up in confinement in state's prison as an "incorrigible" for committing offenses which would not be penal offenses if committed by an adult. And a juvenile might be confined in the state penitentiary without ever having had a hearing or a review before any court of law higher than a local magistrate sitting as a juvenile court.

The loophole is in this section of the law governing the State Industrial School in Manchester:

"Incorrigibles, etc. If any child committed to the school shall be found by the trustees to be incorrigible, and dangerous to the discipline of the school, the trustees may order such child to be transferred and committed to some other state institution for such time as they see fit, but not exceeding the time when his sentence to the industrial school expires."

Thus any youngster deemed by the school administration to be incorrigible may be shunted into a cell at the state prison. In fact, four such are confined in the state prison at the present time along with the state's adult felons. Three of them are now 17, and one is now 18. One was 16 when sent to prison by this route. We do not know, of course, but it is entirely possible, even probable, that a court review would not change the decision in any one of these cases, but everyone, school, defendants, and public, would then know that the decisions were right and proper beyond peradventure of doubt.

Senator Cleveland's amendment would not change the system of removing incorrigibles from the State Industrial School to the State prison, but would merely provide the additional safeguard that a Superior Court would have to pass on such removal. To meet an emergency under the amendment, a juvenile offender still might be removed to the prison without a hearing, but thereafter a Justice of Superior Court would review the case to decide if this was a proper action in the circumstances.

The distinction is that a child could not be kept in prison without examination of his case by an impartial agency of government, a responsible court skilled in justice and in determination of facts. As it is now, a youthful offender can be

clapped into state's prison at the arbitrary decision of an administrative agency without review by any competent higher authority.

We do not say it has been done, but we do say it could be done: that a juvenile delinquent be confined in state's prison for no other reason than that the State Industrial School does not know how to handle him.

* * * * *

The proposed amendment:

"Incorrigibles, etc. If any child committed to the school shall be found by the trustees to be incorrigible and dangerous to the discipline of the school, the trustees may order such child to be transferred and committed to some other state institution for such time as they see fit, but not exceeding the time when his sentence to the industrial school expires; provided, however, that no such a child except as hereinafter provided, shall be transferred and committed to the state prison except with the approval of a justice of the superior court. Any justice of such court shall, upon the petition of the trustees, summarily consider the case of any child alleged to be incorrigible and dangerous to the discipline of the school, and if he finds such allegations to be true, and that the interests of the state and of the child require that the child be confined in the state prison, he may grant his approval to such transfer and committal by the trustees. Pending such petition and action thereon by the court, the trustees may make any orders they deem necessary concerning the confinement of the child, including confinement in the state prison."

There would hardly seem room for argument, considering the protection both of society and of offending juveniles, against a provision of the law requiring a responsible court to pass on the facts when a minor is locked up in a prison for mature criminals.

But Warden Edmund R. East, Superintendent of the New Hampshire Industrial School, has expressed his opposition. He told the J-T that his position is based on these facts:

That apparently no injustices have resulted from the present system during the past 42 years.

That in recent years only 13 out of 1,325 juveniles confined at the school have been found incorrigible and sent to the prison.

That the school is not a security institution and has no facilities to care for incorrigibles who might endanger security and reformation of the other inmates and be a threat to the surrounding community.

That if a court reversed a decision of the trustees and remanded a minor to the school from state's prison there would be no facilities to handle such a case.

That it would require expenditures of many thousands of dollars to set up a security type reformatory within the present industrial school, if the legislature wanted.

That the welfare and reformation of the other inmates of the school must come ahead of individual considerations.

That juvenile offenders who are sent to the state's prison do not have a "record" in the sense of an ex-convict—a point on which Mr. East laid stress, because of the admitted burden a prison record imposes on any former inmate in later life.

All of these things can be granted, and so can the fact that both the Industrial School and the state Penitentiary are run by good men and are good institutions, as such places go. But still it does not alter the fact that justice would be served and no one harmed by requiring that a Superior Court Justice review the action on juveniles committed by an administrative board to a penitentiary to which adults may be sent only by a court of that same rank.

There is no reason why the safeguards against miscarriage of justice in the case of a juvenile should not be at least as strong as in the case of an adult.

Whether any injustices have been committed in the past 42 years, we do not know. We do know that the laws for suppression of news about the cases of juveniles, designed to protect them from harmful publicity, also operate to prevent any publicity which might protect them from wrongs and injustice. In the present case, the Journal-Transcript was able to find that four juveniles are at present confined with the state's felons in the state penitentiary on order of the Industrial School trustees.

We could not find mention of them—even as statistics—in the superintendent's annual report of Jan. 17.

We do not know for what offenses the four were committed.

Warden Parker Hancock, quite properly, we believe, responded to our inquiries by saying that any information in the cases of juveniles should come from the Industrial School.

When we talked to Warden East, it was after hours, and he did not have the records of the four before him. We asked him if any of these boys were in the state penitentiary because they had committed offenses for which an adult, guilty of the same offenses, could not be sent to state penitentiary.

Mr. East said that because he did not have the records before him he could tell us off hand about only one boy: a youngster who was sent to the industrial school because he was a "gun toter." We didn't understand the police jargon, and Mr. East explained that meant robbery with a gun.

We would doubt that any of the boys now confined to the penitentiary represent miscarriages of justices. But frankly we do not know; any more than any other person can know if there have been miscarriages in any of the cases for the past 42 years. For there has been no review by a competent, independent fact-finding court in all those years—an incredible state of affairs.

The state penitentiary must not be made a dumping ground for the failures of another institution in the handling of juvenile offenders, and the only protection for either the Industrial School, the public or the offenders is in some kind of review of all such cases.

The fact that the numbers involved are so small, 13 in the last four or five years, four at this time, is the best evidence that no fundamental change in the system—and no construction of a new security type reformatory or reformatory wing—would be necessary to meet the problem.

It must be assumed, in view of the fact that the trustees of the School are responsible men, that even if errors are made and justice is miscarried, this would affect only the very smallest proportion of the cases. So even though the school administration is reluctant to have its acts reviewed by a competent court, there is no reason to believe that a review of the rare cases involved would pose any particular problem.

Even if an occasional "incorrigible" were turned back from the state penitentiary because he did not belong there, the School still has seven detention calls of its own for use in emergency cases, and still has the authority to remove such offenders to county jails, where the restraint is just as great but where the associations are not so vile, as in state's prison.

Clearly it is not realistic to talk about spending thousands of dollars to create a new type of juvenile jailhouse to accom-

modate the very rare—if ever—case of juveniles too tough for the Industrial Home but not properly a subject for confinement in state's prison.

The state's jails and house of correction without enlargement offer opportunity without new building for an intermediate step in the few cases where that might be necessary between an open industrial school, without bars, and the evils of a state penitentiary.

It can be argued that the state prison has occupational therapy with which to occupy an occasional youthful offender locked up there. This is true, and this newspaper believes that there are cases where penitentiary imprisonment and therapy may well be a fit and proper answer.

However, it must also be admitted all too often that state prisons—even good ones—are training places of occupational therapy. And their programs are geared to criminal men—not boys.

Certainly the medicine of incarceration in a state's penitentiary is so strongly touched with the element of kill or cure that it should not be administered to juveniles in their most impressionable years without extreme care to avoid mistakes.

The fact that these offenders can be held in state's prison only for a few years—not beyond the age of 21 at most—does not alter the need for full legal precautions against mistakes.

The point that a youngster confined to the state penitentiary theoretically does not have a "prison record" reflects the fact that the school officials do not want to stigmatize a juvenile with that label. The real stigma, however, does not come from the label but from the fact of confinement in the penitentiary along with the professional criminals, the major law breakers, the sex and other deviates who make up prison populations.

"Prison record" or no, what is such a youngster to say if he has to answer up as to whether or not he has been confined to the state prison? Should he go out with a lie on his lips and deny it? What kind of character education would that be?

* * * * *

Summing up: There would seem to be no need in the present instance for changing the type or character or administration of the state Industrial School.

If the numbers are no greater than indicated on the record, certainly there is no need even to talk about building a new

security type reformatory, either separately or as part of the present Industrial School.

But there is urgent need to establish safeguards to insure that no juveniles, either now or in the future, are committed in the state penitentiary unjustly. This can be done readily and effectively by requiring court review of such cases, the simple remedy of the Cleveland amendment.

Such a review is no reflection on the management of the Industrial Home, but a safeguard for management, too, as well as for the public and the juveniles involved.

The one clearest point of all is that if any juvenile, now or ever, should be held in state's penitentiary for committing acts for which an adult could not be so sentenced, that would be a damnable and unconscionable thing. In such a case those responsible should hang their heads in deeper shame than that of the accused.

(Discussion ensued)

Senators Cleveland and Daniel spoke in favor of this adoption.

Senators Ferguson, McMeekin, Packard, Matthews and Merrill spoke in opposition to this adoption.

On motion of Senator Ainsworth, the previous question was called for.

The previous question being on the adoption of the amendment to the amendment.

On this question, Senator Cleveland demanded a roll call.

The Clerk proceeded to call the roll.

The following named Senators voted in the affirmative: Senators Cleveland, Paquette and Daniel.

The following named Senators voted in the negative: Senators Lamontagne, O'Brien, McMeekin, Washburn, Matthews, Keller, Ainsworth, Powell, Landers, English, Colburn, Ferguson, Packard, Caron, O'Malley, LaRoche, Adams, Merrill and Foote.

Three Senators having voted in the affirmative, and nineteen Senators having voted in the negative, the negative prevailed, and the motion was lost.

Question being stated, Shall the amendment offered by Senator Cleveland to the above entitled bill be adopted?

On a *viva voce* vote, the negative prevailed, and the motion to adopt the amendment was lost.

This bill still being on its second reading and open to further amendment, no amendment being offered, the bill was ordered to a third reading this afternoon at 2 o'clock.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 169, An Act to secure the rights of mortgagees in highway land damage cases.

House Bill No. 194, An Act relating to real estate mortgages.

House Bill No. 200, An Act relative to the powers of the board of medical examiners.

The message further stated that the House of Representatives has voted to concur with the Honorable Senate in its amendments to the following entitled bills:

House Bill No. 158, An Act relating to the commission on uniform state laws.

House Bill No. 372, An Act relative to special motor vehicle number plates for members of the general court and certain law enforcement officers.

The message further stated that the House of Representatives has voted to concur with the Honorable Senate in the passage of the following entitled bill, sent down from the Honorable Senate:

Senate Bill No. 18, An Act relative to the charter of St. Paul's Lodge No. 30, F. & A. M. of Alstead.

Read and Referred

The following entitled bills, sent up from the House of Representatives, were read a first and second time, and referred:

To the Committee on Public Works:

House Bill No. 169, An Act to secure the rights of mortgagees in highway land damage cases.

To the Committee on Banks and Insurance:

House Bill No. 194, An Act relating to real estate mortgages.

To the Committee on Judiciary:

House Bill No. 200, An Act relative to the powers of the board of medical examiners.

Engrossed Bills

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled Senate bill:

Senate Bill No. 20, An Act relative to publicly elected officials of cities.

LAURIER A. LAMONTAGNE,
For the Committee.

On motion of Senator Matthews, the rules of the Senate were so far suspended as to permit all business in order for this afternoon at 2 o'clock to be made in order at the present time.

Third Reading of Bill

The following entitled bill was read a third time, and passed:

House Bill No. 22, An Act relative to the care and custody of females transferred to the custody of the state prison.

Resolution

On motion of Senator Packard, the following resolution was adopted:

Whereas, we have learned of the illness of Senator Frederick C. Smalley, District No. 21, therefore be it

Resolved, That we, the members of the Honorable Senate, extend our best wishes to Senator Smalley, and the hope for a speedy recovery, and be it further

Resolved, That the Clerk of the Senate transmit a copy of these resolutions to Senator Smalley.

On motion of Senator Colburn, the Senate adjourned.

THURSDAY, MARCH 10, 1955

The Senate met according to adjournment.

Leave of Absence

Senator Smalley, District No. 21, was granted leave of absence for today and tomorrow on account of illness.

Introduction of Guests

The President welcomed to the Senate, Mrs. Harry Bishop of Gorham, the wife of the Member of the House from Gorham, who was the guest of Senator Lamontagne, District No. 1. Also, Donald E. Murphy of Manchester, who was the guest of Senator Caron, District No. 17. Also, members of the Youth and Government Group as follows: Governor-elect Don Ethier; Senators Carl Chase of Milford; Carl Keilig of Wilton; Jane Bastille of Merrimack, the candidate for President of the Senate; and Betty DerManoogian of Nashua, the Clerk of the Senate.

Introduction of Senate Bills

Senator Keller introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred:

To the Joint Committee on Transportation and Resources, Recreation and Development:

Senate Bill No. 62, An Act relating to registration of motor boats and outboard motors.

Senator Paquette introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred:

To the Committee on Judiciary:

Senate Bill No. 63, An Act relating to reports of register of deeds.

Senator Powell introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred:

To the Committee on Fisheries and Game:

Senate Bill No. 64, An Act relative to taking wild deer by residents on their own land.

Senator Caron introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred:

To the Committee on Labor:

Senate Bill No. 65, An Act relative to retirement system for firemen.

Senators Cleveland and Adams introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred:

To the Joint Committee on Finance and Resources, Recreation and Development:

Senate Bill No. 66, An Act creating an industrial development authority.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 1, An Act providing for the assessment and collection of a special head tax for state purposes.

House Bill No. 254, An Act relative to a report of birth.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its amendments to the following entitled bill:

House Bill No. 184, An Act relative to honorary hunting and fishing licenses.

Read and Referred

The following entitled bills, sent up from the House of Representatives, were read a first and second time, and referred:

To the Committee on Ways and Means:

House Bill No. 1, An Act providing for the assessment and collection of a special head tax for state purposes.

To the Committee on Public Health:

House Bill No. 254, An Act relative to a report of birth.

Committee Reports

Senator Caron, for the Committee on Military and Veterans' Affairs, to whom was referred:

House Bill No. 165, An Act relating to the non-military use of state armories.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at 2:00 o'clock.

Senator O'Malley, for the Committee on Ways and Means, to whom were referred:

Senate Bill No. 45, An Act relative to jeopardy on personal property.

House Bill No. 129, An Act relative to the payment of poll taxes.

Having considered the same, reported the same without amendments, and recommended their passage.

The reports were accepted, and the bills were ordered to a third reading this afternoon at 2:00 o'clock.

Engrossed Bills

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled House and Senate bills:

House Bill No. 19, An Act relating to prisoners committed to a house of correction.

House Bill No. 60, An Act relative to migratory game birds.

House Bill No. 93, An Act relative to classification of a certain road in the town of Stratford.

House Bill No. 123, An Act relative to the establishment of fishing regulations.

House Bill No. 126, An Act relative to brook trout.

House Bill No. 127, An Act relating to the execution of bonds of the state.

House Bill No. 158, An Act relating to the commission on uniform state laws.

House Bill No. 173, An Act relative to donations for highway purposes.

House Bill No. 185, An Act relating to officers of the state committees of political parties.

House Bill No. 193, An Act relative to the care and custody of female convicts.

House Bill No. 372, An Act relative to special motor vehicle number plates for members of the general court and certain law enforcement officers.

House Bill No. 164, An Act relating to Oyster River Co-operative School District.

Senate Bill No. 18, An Act relative to the charter of St. Paul's Lodge No. 30, F. & A. M., at Alstead.

NORMAN A. McMEEKIN,
For the Committee.

Resignation

SENATOR RAYMOND K. PERKINS
President of the Senate
Senate Chamber, State House
Concord, N. H.

Dear Mr. President:

Having accepted a position with the United States Senate in Washington, I hereby tender my resignation as Messenger of the State Senate, as of March 11th, 1955.

I have appreciated and enjoyed my work here, but this is an opportunity which I feel I cannot afford to ignore, and therefore respectfully request its acceptance.

Very truly yours,

GEORGE J. MARTIN

The resignation of George J. Martin as Messenger was accepted with regret.

On motion of Senator Powell, Maurice F. Youmans was unanimously elected Messenger of the Senate, vice George J. Martin, resigned.

On motion of Senator Matthews, the rules of the Senate were so far suspended as to permit all business in order for this afternoon at 2 o'clock to be made in order at the present time.

Third Reading of Bills

The following entitled bills were read a third time, and passed:

Senate Bill No. 45, An Act relative to jeopardy on personal property.

House Bill No. 129, An Act relative to the payment of poll taxes.

House Bill No. 165, An Act relating to the non-military use of state armories.

Communication

HONORABLE LAURIER LAMONTAGNE

The State Senate

Concord, New Hampshire

My Dear Senator Lamontagne:

At a meeting of the Mayor and Council held on March 1, 1955, it was voted that the appropriate officials in the state and federal government be advised that it endorses the wishes of the Veterans of Foreign Wars, Post 2520 of Berlin, New Hampshire that the Newington Air Force Base be named in the memory of WILLIAM A. DUMONT who was "murdered by German civilians on August 26th, 1944."

Respectfully,

G. A. COURNOYER,

City Clerk.

Resolution

Senator Lamontagne introduced the following resolution, which was referred:

To the Committee on Military and Veterans' Affairs:

Concurrent Resolution

Resolved by the House of Representatives the Senate concurring,

That the New Hampshire delegation in the Congress of the United States be memorialized to use their best efforts with the federal officials in order that the Newington Air Base, now under construction at Newington, be named the William A. Dumont Air Base in memory of William A. Dumont who was murdered by German civilians on August 26, 1944;

Further Resolved, That the secretary of state is hereby directed to send a copy of this resolution to Senators Bridges and Cotton and to Representatives Merrow and Bass in Washington, D. C.

On motion of Senator Foote, the Senate adjourned.

FRIDAY, MARCH 11, 1955

The Senate met according to adjournment.

Introduction of Senate Bill

Senator Merrill introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred:

To the Committee on Banks and Insurance:

Senate Bill No. 67, An Act relating to motor vehicle liability insurance.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 83, An Act relative to bow and arrow licenses for minors.

House Bill No. 151, An Act relative to illegal night hunting.

House Bill No. 198, An Act relative to distribution of certain assets of dissolved business corporations.

House Bill No. 219, An Act relative to elk.

House Bill No. 298, An Act relative to the salaries of the Strafford county commissioners.

House Bill No. 306, An Act relative to the salary of the Strafford county solicitor.

House Bill No. 315, An Act relative to salary of Coos county solicitor.

Read and Referred

The following entitled bills, sent up from the House of Representatives, were read a first and second time, and referred:

To the Committee on Fisheries and Game:

House Bill No. 83, An Act relative to bow and arrow licenses for minors.

House Bill No. 151, An Act relative to illegal night hunting.

To the Committee on Judiciary:

House Bill No. 198, An Act relative to distribution of certain assets of dissolved business corporations.

To the Committee on Ways and Means:

House Bill No. 298, An Act relative to the salaries of the Strafford county commissioners.

House Bill No. 306, An Act relative to the salary of the Strafford county solicitor.

House Bill No. 315, An Act relative to salary of Coos county solicitor.

To the Committee on Fisheries and Game:

House Bill No. 219, An Act relative to elk.

Order Vacated

Senator Ainsworth moved that the rules of the Senate be suspended, the order whereby the bill was referred to the committee be vacated, and the above entitled bill be ordered to a third reading and final passage at the present time.

On motion of Senator McMeekin, the Senate resolved itself into a Committee of the Whole.

The Senate re-assembled.

(Discussion ensued)

Question again being stated: Shall the rules of the Senate be suspended, the order whereby the bill was referred to committee be vacated, and the above entitled bill be ordered to a third reading and final passage at the present time?

On a *viva voce* vote, the affirmative prevailed, and the bill was read a third time and passed at the present time.

Committee Reports

Senator O'Malley, for the Committee on Judiciary, to whom was referred:

Senate Bill No. 49, An Act relative to the taxation of personal property on land of another.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at 2:00 o'clock.

Senator Caron, for the Committee on Banks and Insurance, to whom was referred:

House Bill No. 77, An Act relative to destruction of old insurance records.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at 2:00 o'clock.

Senator Caron, for the Committee on Finance, to whom was referred:

Senate Bill No. 56, An Act relative to compensation of the New Hampshire members of the Maine-New Hampshire Interstate Bridge Authority.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at 2:00 o'clock.

Senator LaRoche, for the Committee on Fisheries and Game, to whom was referred:

House Bill No. 182, An Act relative to the use of rifles in shotgun towns.

Having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted, and the recommendation of the committee, inexpedient to legislate, was adopted.

Senator LaRoche, for the Committee on Fisheries and Game, to whom was referred:

House Bill No. 202, An Act relative to forfeiture of devices used for illegal night hunting.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at 2 o'clock.

Senator English, for the Committee on Resources, Recreation and Development, to whom was referred:

Senate Bill No. 21, An Act relative to park commission of the city of Berlin.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass.

Amend section 1 of said bill by striking out the words "Each member of said board, except the *ex officio* members, shall receive a salary of one hundred dollars per year except the chairman who shall receive a salary of one hundred and fifty dollars per year." in the third to the sixth lines and in the twenty-seventh to the thirtieth lines, and inserting in place thereof the words, The mayor and council may, in their discretion, establish salaries to be paid to each member of the commission, except the *ex officio* members,, so that said section as amended shall read as follows:

1. *Berlin Park Commissioners.* Amend section 3 of chapter 297 of the Laws of 1917 by striking out the last two sentences and inserting in place thereof the following: The mayor and council may, in their discretion, establish salaries to be paid to each member of the commission, except the *ex officio* members. The mayor and city engineer shall be *ex officio* members of said board with all rights of other members except as hereinabove otherwise provided. The board shall be furnished a suitable office in the city hall, so that said section as amended shall read as follows: Sect. 3. For the more convenient management of said parks, playgrounds and parkways the said city shall place the control and management of the same in a board of park commissioners to consist of three citizens of said city and two *ex officio* members as hereinafter provided; and on the last Monday of March, 1917, the mayor shall appoint, subject to the approval and confirmation of the city council, said board of park commissioners; the first of whom shall serve for three years, the second for two years, and the third for one year, and annually thereafter on the last Monday of March, the mayor shall appoint, subject to the approval and confirmation of the city council, one citizen of said city to be a member of said board of park commissioners to hold office for the term of three years from the date of his appointment, or until his successor is appointed and qualified unless sooner removed. If a vacancy occurs, the mayor and council shall in the same manner fill the vacancy for the residue of the term, and may remove any member of said board for cause, or when the public good may require. No member of said board of park commissioners shall be a member of the city council, and there shall not be at any time more than two members of said board of the same political party. The mayor and council may, in their discretion, establish salaries to be

paid to each member of the commission, except the *ex officio* members. The mayor and city engineer shall be *ex officio* members of said board with all rights of other members except as hereinabove otherwise provided. The board shall be furnished a suitable office in the city hall.

The report was accepted, amendment adopted, and the bill as amended was ordered to a third reading this afternoon at 2 o'clock.

Engrossed Bills

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled House bills and House joint resolution:

House Bill No. 129, An Act relative to the payment of poll taxes.

House Bill No. 165, An Act relating to non-military use of state armories.

House Bill No. 184, An Act relative to honorary hunting and fishing licenses.

House Joint Resolution No. 16, Joint Resolution relative to special fishing licenses for certain students from foreign countries.

LAURIER A. LAMONTAGNE,
For the Committee.

On motion of Senator Matthews, the rules of the Senate were so far suspended as to permit all business in order for this afternoon at 2 o'clock to be made in order at the present time, and that when the Senate adjourns today, it be to meet next Tuesday morning at 11 o'clock.

Third Reading of Bills

The following entitled bills were read a third time and passed:

Senate Bill No. 21, An Act relative to park commission of the city of Berlin.

Senate Bill No. 49, An Act relative to the taxation of personal property on land of another.

Senate Bill No. 56, An Act relative to compensation of the New Hampshire members of the Maine-New Hampshire Interstate Bridge Authority.

House Bill No. 77, An act relative to destruction of old insurance records.

House Bill No. 202, An Act relative to forfeiture of devices used for illegal night hunting.

Appointment

The President appointed Charles E. Woodbury of Hooksett as Assistant Messenger of the Senate, replacing Morris Youman who had been elected Messenger.

The President declared a three minute recess.

Recess

The Senate reassembled.

On motion of Senator Paquette, the Senate adjourned.

TUESDAY, MARCH 15, 1955

The Senate met according to adjournment.

Senator McMeekin presiding.

Leave of Absence

Senator Smalley was granted leave of absence for the day on account of illness.

Introduction of Guests

The President welcomed to the Senate, Mrs. Pauline Van Scoten and Mr. Paul Van Scoten, who were the guests of Senator Adams, District No. 22.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 17, An Act relative to the salaries for Grafton county commissioners.

House Bill No. 191, An Act relative to the practice of dentistry.

House Bill No. 196, An Act relative to exceptions to foreign corporations operating motor vehicles in intrastate commerce.

House Bill No. 245, An Act dividing Grafton county into commissioner districts.

House Bill No. 247, An Act relative to the salary of the sheriff of Grafton county.

Read and Referred

The following entitled bills, sent up from the House of Representatives, were read a first and second time, and referred:

To the Committee on Ways and Means:

House Bill No. 17, An Act relative to the salaries for Grafton county commissioners.

House Bill No. 247, An Act relative to the salary of the sheriff of Grafton county.

To the Committee on Public Health:

House Bill No. 191, An Act relative to the practice of dentistry.

To the Committee on Transportation:

House Bill No. 196, An Act relative to exceptions to foreign corporations operating motor vehicles in intrastate commerce.

To the Committee on Judiciary:

House Bill No. 245, An Act dividing Grafton county into commissioner districts.

Committee Reports

Senator O'Malley, for the Committee on Judiciary, to whom was referred:

Senate Bill No. 60, An Act relating to the return day of executions issued by the superior court.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass.

2. *Subsequent Return Day.* Amend Revised Laws, Chapter 399, section 4 (R S A, ch. 527, sect. 4) by striking out the words "Any justice of" and the words "a subsequent", and by substituting for the latter the words "any subsequent return day as justice may require"; so that as amended said section shall read: 4. *Extension of Return Day.* The superior court, on application and notice to the debtor may order the return day of an execution issued by the court to be changed to any subsequent return day as justice may require; which order shall be recorded upon the clerk's record of the judgment and execution.

The report was accepted, amendment adopted, and the bill as amended was ordered to a third reading this afternoon at 2:00 o'clock.

Senator O'Malley, for the Committee on Judiciary, to whom was referred:

Senate Bill No. 52, An Act relative to increasing certain penalties.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass.

Amend the bill by adding at the end of the fifth section of the bill the following new sentence: from said fine, if any, the court may in its sole discretion allow to the mortgagee a reasonable sum of money for his loss and expenses, so that said section as amended will read as follows: 5. *Subordinations.* Amend section 21 of chapter 262 of the Revised Laws (section 23, chapter 260 R S A) by striking out said section and inserting in place thereof the following: 21. *Penalty.* If any mortgagor shall be guilty of an offense against either of the two preceding sections he shall be fined not more than five hundred dollars or imprisoned not more than one year, or both. From said fine, if any, the court may in its sole discretion allow to the mortgagee a reasonable sum of money for his loss and expenses.

The report was accepted, amendment adopted, and the bill as amended was ordered to a third reading this afternoon at 2:00 o'clock.

Senator O'Malley, for the Committee on Judiciary, to whom was referred:

Senate Bill No. 35, An Act to provide for the publication and distribution of the Revised Statutes Annotated of the State of New Hampshire.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass.

Amend the bill by striking out all after the word "town" in line 19 of section 3 and inserting in place thereof the following, or city for the use of the town or city, so that said section as amended shall read as follow: 3. *Distribution of Revised Statutes Annotated.* The Secretary of State is hereby authorized to distribute copies of the Revised Statutes Annotated free of charge in the following manner: One copy of the official bound sets of said laws to each of the following officers and bodies: The Governor, the President of the Senate, the Speaker of the House, the members of the New Hampshire Revision Commission, each department of the State, each justice and clerk of the Supreme and Superior courts, each court of probate, the clerk of the Supreme Court of the United States, each judge of the circuit court of the United States for this district, the district court of the United States for this district, the United States Department of Justice, the library of Congress, the New Hampshire Historical Society, the state reporter, a sufficient number of copies to the State Library for its use and for distribution to each state or territorial library of the United States on an exchange basis, any state or territory making a charge to this state for copies of its laws shall in a like manner be required to pay to the Secretary of State the regular price for copies of the Revised Statutes Annotated; a sufficient number of copies to the state library for distribution to public libraries meeting requirements established by the State Library Commission; each duly constituted municipal court; and each town or city clerk for the use of the town or city.

The report was accepted.

Question being on the adoption of the amendment offered by the committee.

(Discussion ensued)

On a *viva voce* vote, the amendment was adopted, and the bill was ordered to a third reading this afternoon at 2:00 o'clock.

Senator O'Malley, for the Committee on Judiciary, to whom were referred:

Senate Bill No. 33, An Act providing for chemical tests for intoxication.

Senate Bill No. 34, An Act to provide for an assistant solicitor for the county of Hillsborough.

Having considered the same, reported the same with the following resolutions:

Resolved, That they are inexpedient to legislate.

The reports were accepted, and the resolutions of the committee, inexpedient to legislate, were adopted.

Senator O'Malley, for the Committee on Judiciary, to whom were referred:

House Bill No. 148, An Act to authorize summary procedure for judgment in actions of contract to which there is no defense.

House Bill No. 150, An Act to authorize administration of small estates upon giving bond without sureties.

Having considered the same, reported the same without amendments, and recommended their passage.

The reports were accepted and the bills were ordered to a third reading this afternoon at 2:00 o'clock.

Senator O'Malley, for the Committee on Judiciary, to whom was referred:

Senate Bill No. 3 (in new draft), An Act relative to election campaign receipts and expenditures and their publication, having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass.

Amend sub paragraph (1) and (2) and (3) of paragraph I of section 4 of chapter 42 of the Revised Laws, as inserted by section 1 of said bill by striking out said subparagraph and inserting in place thereof the following:

(1) Governor, or presidential preference primary candidate, twenty-five thousand dollars.

(2) United States Senator, twenty-five thousand dollars.

(3) Representative in Congress, twelve thousand five hundred dollars.

so that said subparagraph as amended shall read as follows:

4. *Amounts Established.* No expenditure, contract therefor, or use of a contribution of money or thing of value, tangible or intangible, shall be made for the purpose of promoting the success or defeat of any party, measure or person

1. By a candidate or in his behalf in a primary, a sum in excess of the following amounts:

(1) Governor, or presidential preference primary candidate, twenty-five thousand dollars.

(2) United States senator, twenty-five thousand dollars.

(3) Representative in Congress, twelve thousand five hundred dollars.

(4) Delegate-at-large to party convention, five thousand dollars.

(5) District delegate to party convention, twenty-five hundred dollars.

(6) Alternate delegate-at-large to party convention, twelve hundred fifty dollars.

(7) Alternate district delegate to party convention, six hundred twenty-five dollars.

(8) Councilor, two thousand dollars.

(9) County officer or state senator, one thousand dollars.

(10) Representative to the general court, two hundred fifty dollars.

In determining whether a candidate has exceeded the sum fixed in this paragraph, no account shall be taken of the following items: The candidate's contribution to the state committee, his filing fee, or his expenditures for personal travel and subsistence expenses. The sums fixed in this paragraph shall include all expenditures, contracts therefor, and use of contributions of money or things of value, tangible or intangible, by a candidate or by others, including political committees, in his behalf and with his knowledge during the period of time he or others in his behalf and with his knowledge seeks votes for him to and including the date of the primary.

Amend section 10 of said chapter 42 by striking out the word "exactly" and inserting in place thereof the words, a sum approximately closely, so that said section as amended shall read as follows: 10. *Social Activities.* Outings, dinners and social affairs conducted by political committees, clubs and others at which each person attending pays a sum approxi-

mating closely the cost of his own food, sustenance or entertainment shall not, as to such payments and disbursements therefrom, be deemed reportable or limited receipts or expenditures under this chapter.

Amend section 14 of said chapter 42 by striking out said section and inserting in place thereof the following: 14. *Political Advertising.* All political advertising or literature, in newspapers or other periodicals, on radio or television, on billboards, window cards, circulars, pamphlets, or of whatever nature, shall be signed at the end with the names and addresses of the candidate, his fiscal agent, or the name and address of the chairman or the secretary of a political committee, or the name and address of a voter, according to whether a candidate, political committee, or voter is responsible for it. Said signature thereto shall clearly designate the name of the candidate, party or political committee by or on whose behalf the same is published or broadcast. In the case of printed or written matter, the said signature and address of signer shall be printed or written in a size of type or lettering large enough to be clearly legible.

Amend paragraph II, section 14 of said chapter 42 by striking out said section and inserting in place thereof the following: II. Rates for advertising shall be filed with the secretary of state by each person or corporation publishing a newspaper or periodical, operating a radio or television station, or selling billboard space. Such schedule shall be open to public inspection. Such schedules may be amended from time to time but at no time shall exceed the rate or rates regularly charged by such person or corporation for commercial advertising or for similar commercial broadcasts or telecasts.

On motion of Senator Adams, the bill with the accompanying amendment was laid upon the table, and made a Special Order for Tuesday, March 22nd, at 11:01 A. M.

Senator Caron, for the Committee on Finance, to whom were referred:

House Bill No. 98, An Act providing for a constitutional convention.

House Bill No. 134, An Act to provide for the perambulation of the Maine and New Hampshire boundary line.

Having considered the same, reported the same without amendments, and recommended their passage.

The reports were accepted, and the bills were ordered to a third reading this afternoon at 2 o'clock.

On motion of Senator Matthews, the rules of the Senate were so far suspended as to permit all business in order for this afternoon at 2:00 o'clock to be made in order at the present time.

Third Reading of Bills

The following entitled bills were read a third time, and passed:

Senate Bill No. 35, An Act to provide for the publication and distribution of the Revised Statutes Annotated of the State of New Hampshire.

Senate Bill No. 52, An Act relative to increasing certain penalties.

Senate Bill No. 60, An Act relating to the return day of executions issued by the superior court.

House Bill No. 98, An Act providing for a constitutional convention.

House Bill No. 134, An Act to provide for the perambulation of the Maine and New Hampshire boundary line.

House Bill No. 148, An Act to authorize summary procedure for judgment in actions of contract to which there is no defense.

House Bill No. 150, An Act to authorize administration of small estates upon giving bond without sureties.

On motion of Senator Washburn, the Senate adjourned.

WEDNESDAY, MARCH 16, 1955

The Senate met according to adjournment.

Leave of Absence

Senator Smalley was granted leave of absence for today and tomorrow on account of illness.

Introduction of Guests

The President welcomed to the Senate, the ladies of Strafford County, who were visiting the Senate as a part of the

"Legislative Day" program being sponsored by the Women's Division, under the general chairmanship of Mrs. Norma M. Studley, and the County Chairwoman of Strafford County, Mrs. Elsie M. Brown of Durham. Also, with the group was Mrs. Letha E. Furlong of Somersworth, the State President of the Republican Women's Federated Clubs of New Hampshire. Also, John Callahan of Wilton, formerly of Concord, teacher, Wilton High School, with the Civics Class of the 9th Grade, all the guests of Senator Colburn, District No. 12. Also, the pupils of Errol Junior High School with their teacher, Mr. Richard Burton, and two mothers, Mrs. Travers and Mrs. Hawkins; the pupils being Donna Travers, Brenda Hawkins, Marguerite Verretti, Clara Grover, Carlene Griffin, Sherry Lane, Anita Turner and Philip Hawkins; all being the guests of Senator Lamontagne, District No. 1.

Introduction of Senate Bills

Senator Keller introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred:

To the Committee on Labor:

Senate Bill No. 68, An Act relative to the salaries of the board of public works of Laconia.

On motion of Senator Keller, the rules of the Senate were suspended, and the printing of the bill was dispensed with.

Senator O'Malley introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred:

To the Committee on Banks and Insurance:

Senate Bill No. 69, An Act relating to variable annuity accounts of life insurance companies.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bills and joint resolution, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 106, An Act relative to wounding a human being while hunting.

House Bill No. 117, An Act relative to payment of wages of a deceased person.

House Bill No. 120, An Act relating to holidays.

House Bill No. 140, An Act relating to the New Hampshire Veterans' Association.

House Bill No. 201, An Act relative to the fees of medical referees.

House Bill No. 214, An Act relative to requirement of financial responsibility after judgment of court.

House Bill No. 229, An Act relative to the authority of the public utilities commission.

House Bill No. 252, An Act relative to prerequisites for burial permits.

House Bill No. 253, An Act requiring causes of death to be printed or typed on certificates of death.

House Joint Resolution No. 25, Joint Resolution relative to a study of the problem of combining towns and school districts.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in the passage of the following entitled bills, sent down from the Honorable Senate:

Senate Bill No. 27, An Act relating to investment of trust funds by the First Unitarian Congregational Society of Nashua, New Hampshire.

Senate Bill No. 55, An Act naming the Henri A. Burque drive.

Read and Referred

The following entitled bills and joint resolution, sent up from the House of Representatives, were read a first and second time, and referred:

To the Committee on Fisheries and Game:

House Bill No. 106, An Act relative to wounding a human being while hunting.

To the Committee on Judiciary:

House Bill No. 117, An Act relative to payment of wages of a deceased person.

House Bill No. 214, An Act relative to requirement of financial responsibility after judgment of court.

House Bill No. 229, An Act relative to the authority of the public utilities commission.

To the Committee on Military and Veterans' Affairs:

House Bill No. 120, An Act relating to holidays.

House Bill No. 140, An Act relating to the New Hampshire Veterans' Association.

To the Committee on Ways and Means:

House Bill No. 201, An Act relative to the fees of medical referees.

To the Committee on Public Health:

House Bill No. 252, An Act relative to prerequisites for burial permits.

House Bill No. 253, An Act requiring causes of death to be printed or typed on certificates of death.

To the Committee on Education:

House Joint Resolution No. 25, Joint Resolution relative to a study of the problem of combining towns and school districts.

Committee Reports

Senator Caron, for the Committee on Military and Veterans' Affairs, to whom were referred:

House Bill No. 157, An Act relative to the military rank of the adjutant-general.

Senate Bill No. 53, An Act relative to courts-martial in the national guard.

Having considered the same, reported the same without amendments, and recommended their passage.

The reports were accepted, and the bills were ordered to a third reading this afternoon at 2:00 o'clock.

Senator Caron, for the Committee on Military and Veterans' Affairs, to whom was referred:

Senate Joint Resolution No. 2, Joint Resolution relating to the placement of certain obsolete artillery, having considered the same, reported the same with the following amendment, and recommended that the resolution as amended ought to pass:

Amend said joint resolution by striking out all after the resolving clause and inserting in place thereof the following:

That the adjutant general is hereby authorized to enter into an agreement with the said James D. Filleul, whereby said piece or pieces or any one or more of them may be placed in the custody of the said Filleul, to be repaired and restored and displayed by him, all in accordance with such terms, and under such conditions, as the adjutant general may prescribe.

Provided, however, that such placement in the custody of the said Filleul shall be for such period of time as shall be agreed upon by him and the adjutant general, not exceeding the term of the natural life of the said Filleul;

Provided, however, that such placement in the custody of said Filleul shall accrue to his successors and assigns, so long as said property is used for museum purposes within the confines of the state of New Hampshire and made accessible to the public from time to time, and

Provided further, that the adjutant general shall have the right of recapture of such property, whenever in his opinion, the original intents and purposes of this legislation are being circumvented, by paying to said Filleul, his successors or assigns, a sum not to exceed the original cost of restoration.

The report was accepted, amendment adopted, and the resolution as amended was ordered to a third reading this afternoon at 2:00 o'clock.

Senator O'Malley, for the Committee on Judiciary, to whom was referred:

Senate Bill No. 50, An Act relative to orders for delinquent children and the jurisdiction of municipal courts, having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass:

Amend the bill by striking out in section 2 the words "or nolo contendere, or files a writing by which he elects a trial by the justice and waives the right of appeal" and inserting in place thereof the following, and is advised by the court of the consequence of such a plea, so that said section as amended will read as follows: 2. *Jurisdiction.* Amend section 15 of Laws of 1943, (section 18, chapter 502, RSA) by striking out said section and inserting in place thereof the following: 15. *Criminal Cases, Municipal Courts.* Municipal courts shall

have the powers of a justice of the peace and quorum throughout the state, and shall have original jurisdiction, subject to appeal, of all crimes and offenses committed within the confines of the city or town wherein such courts are located, or within any town in the same county which has no municipal court, or within any city or town in the same county in which vacancies exist in the offices of justice and special justice of the municipal court, which are punishable by a fine not exceeding five hundred dollars or imprisonment not exceeding one year, or both. The judgment and sentence of the municipal court shall be final if the accused pleads guilty and is advised by the court of the consequence of such a plea.

The report was accepted.

On motion of Senator Packard, the bill with the accompanying amendment was laid upon the table, and made a Special Order for next Tuesday, March 22nd, at 11:02 A. M.

Senator O'Malley, for the Committee on Judiciary, to whom was referred:

Senate Bill No. 63, An Act relating to reports of register of deeds, having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at 2:00 o'clock.

Senator Daniel, for the Committee on Public Works, to whom were referred:

House Bill No. 130, An Act relating to the Sandwich Notch and Dale road in the town of Sandwich and Thornton.

House Bill No. 169, An Act to secure the rights of mortgagees in highway land damage cases.

Having considered the same, reported the same without amendment, and recommended their passage.

The reports were accepted, and the bills were ordered to a third reading this afternoon at 2:00 o'clock.

On motion of Senator Matthews, the rules of the Senate were so far suspended as to permit all business in order for this afternoon at 2:00 o'clock to be made in order at the present time.

Third Reading of Bills and Joint Resolution

The following entitled bills and joint resolution were read a third time and passed:

Senate Bill No. 53, An Act relative to courts-martial in the national guard.

Senate Bill No. 63, An Act relating to reports of register of deeds.

Senate Joint Resolution No. 2, Joint Resolution relating to the placement of certain obsolete artillery.

House Bill No. 130, An Act relating to the Sandwich Notch and Dale road in the towns of Sandwich and Thornton.

House Bill No. 157, An Act relative to the military rank of the adjutant-general.

House Bill No. 169, An Act to secure the rights of mortgagees in highway land damage cases.

On motion of Senator Lamontagne, the Senate adjourned.

THURSDAY, MARCH 17, 1955

The Senate met according to adjournment.

Senator McMeekin presiding.

Introduction of Bills

Senator Ferguson introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred:

To the Committee on Public Health:

Senate Bill No. 70, An Act relative to membership of the cancer commission.

Senator Powell introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred:

To the Committee on Judiciary:

Senate Bill No. 71, An Act relating to false reports of crime.

Senator O'Brien introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred:

To the Committee on Education :

Senate Bill No. 72, An Act relating to publication of report of audit.

House Message

The following message was received from the House of Representatives, by its Clerk :

Mr. President:

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate :

House Bill No. 4, An Act providing for local option for towns on the question of use of firearms in hunting deer in said towns.

House Bill No. 68, An Act relative to water pollution, reclamation projects.

House Bill No. 279, An Act relative to the fee for sealing and stamping beaver skins.

House Bill No. 274, An Act relating to title of unlicensed dogs by humane societies.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its amendments to the following entitled bill :

Senate Bill No. 28, An Act relative to building and loan associations.

Read and Referred

The following entitled bills, sent up from the House of Representatives, were read a first and second time, and referred :

To the Committee on Fisheries and Game :

House Bill No. 4, An Act providing for local option for towns on the question of use of firearms in hunting deer in said towns.

House Bill No. 279, An Act relative to the fee for sealing and stamping beaver skins.

To the Committee on Resources, Recreation and Development :

House Bill No. 68, An Act relative to water pollution, reclamation projects.

To the Committee on Judiciary:

House Bill No. 274, An Act relating to title of unlicensed dogs by humane societies.

Committee Reports

Senator Lamontagne, for the Committee on Transportation, to whom was referred:

Senate Bill No. 61, An Act providing special fees for privately owned school buses, having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass:

Amend the bill by striking out the word "not" in line 5 of section 1 and inserting in place thereof the word, only, so that said section as amended will read as follows: 1. *School Buses.* Amend section 1, chapter 118, Revised Laws (section 1, chapter 262, RSA) by inserting after paragraph XV, as inserted by section 2, chapter 252, Laws of 1953, the following new paragraph: XVI. For motor vehicle used exclusively as a school bus, twenty-five dollars. The provisions of paragraph III hereof shall only apply to motor vehicle used exclusively as a school bus. The provisions of the paragraph shall not apply to municipally owned vehicles nor to vehicles of public utilities or common carriers.

The report was accepted, amendment adopted, and the bill as amended was ordered to a third reading this afternoon at 2:00 o'clock.

Senator Lamontagne, for the Committee on Transportation, to whom was referred:

House Bill No. 88, An Act relative to penalty for failure to surrender motor vehicle license, registration or number plate upon demand, having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass:

Amend said bill by inserting after section 1 thereof the following new section:

2. *Motor Vehicles.* Amend section 7-a of chapter 116 of the Revised Laws, as inserted by chapter 81 of the Laws of 1953, and as amended by chapter 28 of the Laws of 1955, (section 10, chapter 260 RSA) by inserting after the words, "members of the senate" the words, or their spouse, by insert-

ing after the words "members of the house of representatives" the words, or their spouse, and by inserting after the words "his deputy" the words, aides-de-camp to the governor, county sheriffs and their deputies, so that said section as amended shall read as follows: 7-a. *Special Number Plates*. Upon payment of motor vehicle registration fee, if any, the motor vehicle commissioner may issue a special plate, to be designated by him, to be affixed to the vehicle of the governor, the members of the governor's council, president of the senate, members of the senate or their spouse, speaker of the house of representatives, members of the house of representatives or their spouse, the attorney general and his deputy, aides-de-camp to the governor, county sheriffs and their deputies, and vehicles of state police and motor vehicle departments. Said special plates shall be issued at no cost to the state other than those plates furnished to the governor, the members of the governor's council, the president of the senate, speaker of the house of representatives, state police and motor vehicle departments.

Further amend the bill by renumbering section 2 to read section 3.

The report was accepted, amendment adopted, and the bill as amended was ordered to a third reading this afternoon at 2 o'clock.

Senator O'Malley, for the Committee on Ways and Means, to whom was referred:

House Bill No. 124, An Act increasing the fee for registration of trade names and partnerships.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass.

Amend said bill by inserting after section 1 the following new section:

2. *Secretary of State*. Amend chapter 186 of the Revised Laws (chapter 349 R S A) by inserting after section 5 the following new section: 5-a. *Re-registration*. After the expiration of ten years from the registration hereunder the secretary of state shall notify the registrant that in order to maintain the use of the trade name the same must be re-registered. The fee for such re-registration shall be one dollar, each.

Further amend said bill by renumbering section 2 to read section 3 and by striking out the words "upon its passage" and inserting in place thereof the date, July 1, 1955, so that said section as amended shall read as follows:

3. *Takes Effect.* This act shall take effect July 1, 1955.

The report was accepted, amendment adopted, and the bill as amended was ordered to a third reading this afternoon at 2 o'clock.

Senator Lamontagne, for the Committee on Transportation, to whom was referred:

House Bill No. 89, An Act relative to manner of driving motor vehicles, hand signals.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at 2:00 o'clock.

Senator Adams, for the Committee on Education, to whom was referred:

Senate Bill No. 37, An Act continuing the commission to study the use of assigned television channels for educational purposes.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at 2:00 o'clock.

Senator Caron, for the Committee on Finance, to whom was referred:

House Joint Resolution No. 1, Joint Resolution in favor of Harry J. Ring.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted, and the joint resolution was ordered to a third reading this afternoon at 2:00 o'clock.

Senator Ainsworth, for the Committee on Ways and Means, to whom was referred:

House Bill No. 1, An Act providing for the assessment and collection of a special head tax for state purposes.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted.

Senator Adams moved that the bill with the accompanying report be laid upon the table and made a Special Order for Tuesday, March 22, at 11:03.

(Discussion ensued)

Senators Adams and Cleveland spoke in favor of the motion.

Senator O'Malley spoke against the motion.

Senator McMeekin requested Senator Cleveland to preside.

Senator Cleveland presiding.

Senators McMeekin and Ferguson spoke against the motion.

Senator McMeekin presiding.

Senator McMeekin requested Senator Merrill to preside.

Senator Merrill presiding.

(Further discussion)

Senator McMeekin presiding.

Question being stated: Shall the bill with the accompanying report be made a special order for Tuesday, March 22, at 11:30. And on this question, Senator Adams requested a Division.

Five Senators having voted in the affirmative, and fifteen Senators having voted in the negative, the motion was lost.

Senator Adams offered the following amendment:

Amend the bill by striking out all of Section 16 and inserting in place thereof the following: 16. *Disposition of Taxes.* All funds received by the state treasurer under the provisions hereof, less costs of collection as provided in sections 9 and 14, shall be used to implement the state aid to education formula in accordance with Chapter 140, sections 9 and 9a.

On a *viva voce* vote, the negative prevailed, and the amendment was not adopted.

Senator O'Malley moved that the words, inexpedient to legislate, be substituted for the words, ought to pass.

On this motion, Senator O'Malley demanded a roll call.

The Clerk proceeded to call the roll.

The following named Senators voted in the affirmative: Senators Lamontagne, Paquette, Caron, O'Malley, Daniel, La-Roche and Foote.

The following named Senators voted in the negative: Senators O'Brien, McMeekin, Washburn, Matthews, Keller, Cleveland, Ainsworth, Powell, Landers, English, Colburn, Ferguson, Packard, Adams, and Merrill.

Seven Senators having voted in the affirmative, and fifteen Senators having voted in the negative, the negative prevailed, and the motion to substitute was lost.

No further amendment being offered, the bill was ordered to a third reading this afternoon at 2:00 o'clock.

Committee of Conference

The Committee of Conference, to whom was referred House Bill No. 73, An Act to regulate the sale and distribution of mixed fertilizers and fertilizing material in the state, having considered the matter, recommends that the House recede from its position of non-concurrence in the amendments sent down from the Honorable Senate; further recommends that the Senate recede from its position in the adoption of the amendment to the bill; and that the House and Senate concur in the adoption of the following amendment:

Amend paragraph (g) of section 3 of chapter 228 of the Revised Laws as inserted by section 1 of said bill by inserting at the end thereof the words, By permission of the commissioner, a fourth plant food element may be expressed in the grade and shall mean magnesium oxide, so that said paragraph (g) as amended shall read as follows:

(g) The term "grade" means the minimum percentage of total nitrogen, available phosphoric acid and soluble potash stated in the order given in this definition and, when applied to mixed fertilizers, shall be in whole numbers only. By permission of the commissioner, a fourth plant food element may be expressed in the grade and shall mean magnesium oxide.

DORIS M. SPOLLETT,
GEORGE F. CLEMENT,
JOHN D. CORNELIUS,

Conferees on the Part of the House.

DANIEL A. O'BRIEN,
J. LABAN AINSWORTH,

Conferees on the Part of the Senate.

On motion of Senator Ainsworth, the Senate voted to adopt the Committee of Conference report.

Engrossed Bills

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled House bills:

House Bill No. 77, An Act relative to destruction of old insurance records.

House Bill No. 98, An Act providing for a constitutional convention.

House Bill No. 134, An Act to provide for the perambulation of the Maine and New Hampshire boundary line.

House Bill No. 148, An Act to authorize summary procedure for judgment in actions of contract to which there is no defense.

House Bill No. 150, An Act to authorize administration of small estates upon giving bond without sureties.

House Bill No. 202, An Act relative to forfeiture of devices used for illegal night hunting.

House Bill No. 219, An Act relative to elk.

Senate Bill No. 27, An Act relating to investment of trust funds by the First Unitarian Congregational Society of Nashua, New Hampshire.

Senate Bill No. 55, An Act naming the Henri A. Burque Drive.

IRENE W. LANDERS,
For the Committee.

On motion of Senator Matthews, the rules of the Senate were so far suspended as to permit all business in order for this afternoon at 2:00 o'clock to be made in order at the present time, and that when the Senate adjourns today, it be to meet next Tuesday morning at 11:00 o'clock.

Third Reading of Bills and Joint Resolution

The following entitled bills and joint resolution were read a third time and passed:

Senate Bill No. 37, An Act continuing the commission to study the use of assigned television channels for educational purposes.

Senate Bill No. 61, An Act providing special fees for privately owned school buses.

House Bill No. 1, An Act providing for the assessment and collection of a special head tax for state purposes.

House Bill No. 88, An Act relative to penalty for failure to surrender motor vehicle license, registration or number plate upon demand.

House Bill No. 89, An Act relative to manner of driving motor vehicles, hand signals.

House Bill No. 124, An Act increasing the fee for registration of trade names and partnerships.

House Joint Resolution No. 1, Joint Resolution in favor of Harry J. Ring.

On motion of Senator Keller, the Senate adjourned.

TUESDAY, MARCH 22, 1955

The Senate met according to adjournment.

Leaves of Absence

Senators Ainsworth and Smalley were granted leaves of absence for the day on account of illness.

Senator Ferguson was granted leave of absence for the week of April 5th.

Introduction of Guests

The President welcomed to the Senate, Mr. Al Blatsos of Manchester, who was the guest of Senator Packard, District No. 16. Also, Messrs. William Quinn, John Sullivan and Joseph Kane, all firemen from the city of Manchester, who were the guests of Senators Packard, Caron, O'Malley and Daniel, Districts, No. 16, 17, 18 and 19.

Communication

Dear Mr. President:

I am submitting herewith the report required by Chapter 4, Special Session of 1936 on the Maine-New Hampshire Interstate Bridge.

An identical report is being submitted to the Maine Legislature in response to Chapter 18, Private and Special Laws of 1937, State of Maine.

Sincerely,

FRANK D. MERRILL,
Commissioner.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bill, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 248, An Act relative to perpetual inventory records and the transfer of unused supplies and equipment.

The message further stated that the House of Representatives has voted to adopt the report of the Committee of Conference on the following entitled bill:

The House No. 73, An Act to regulate the sale and distribution of mixed fertilizers and fertilizer material in the state.

Read and Referred

The following entitled bill, sent up from the House of Representatives, was read a first and second time, and referred:

To the Committee on Judiciary:

House Bill No. 248, An Act relative to perpetual inventory records and the transfer of unused supplies and equipment.

Committee Reports

Senator Lamontagne, for the Committee on Transportation, to whom was referred:

House Bill No. 62, An Act relative to airport zoning, having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at 2:00 o'clock.

Senator McMeekin, for the Committee on Engrossed Bills, to whom was referred:

House Bill No. 22, An Act relative to the care and custody of females transferred to the custody of the state prison, having considered the same, reported the same under Joint Rule No. 6 with the following amendment and recommended that the bill as amended ought to pass.

Amend section 1 of said bill by striking out the same and inserting in place thereof the following:

1. *State Prison.* Amend section 34 of chapter 464 of the Revised Laws, as amended by section 1, chapter 38, Laws of 1955, (section 33, chapter 622, RSA) by striking out said section and inserting in place thereof the following: 34. *Contracts Authorized.* The trustees of the state prison are authorized to contract with the county commissioner of any county having prison facilities in which female convicts are kept separate or apart from male convicts, or with the authorities of other states having penal institutions in which female convicts are kept separate or apart from male convicts, for the care, custody, maintenance and confinement in such county prison facilities or out-of-state penal institutions of females convicted under the laws of this state of offenses punishable by imprisonment in the state prison, or who may have been transferred to the custody of the state prison as otherwise provided by law. Such contracts shall be approved by governor and council.

On motion of Senator McMeekin, the Senate voted to adopt the amendment offered by the Committee on Engrossed Bills, and the bill as amended was sent to the House of Representatives for concurrence in Senate amendment.

Special Orders

Senator Packard called for the Special Order. Question being on the adoption of the amendments offered by the Committee on Judiciary to Senate Bill No. 3 (in new draft), An Act relative to election campaign receipts and expenditures and their publication.

Amend subparagraph (1) and (2) and (3) of paragraph I of section 4 of chapter 42 of the Revised Laws, as inserted by section 1 of said bill by striking out said subparagraph and inserting in place thereof the following:

(1) Governor, or presidential preference primary candidate, twenty-five thousand dollars.

(2) United States Senator, twenty-five thousand dollars.

(3) Representative in Congress, twelve thousand five hundred dollars.

so that said subparagraph as amended shall read as follows:

4. *Amounts Established.* No expenditure, contract therefor, or use of a contribution of money or thing of value, tangible or intangible, shall be made for the purpose of promoting the success or defeat of any party, measure or person

I. By a candidate or in his behalf in a primary, a sum in excess of the following amounts:

(1) Governor, or presidential preference primary candidate, twenty-five thousand dollars.

(2) United States senator, twenty-five thousand dollars.

(3) Representative in Congress, twelve thousand five hundred dollars.

(4) Delegate-at-large to party convention, five thousand dollars.

(5) District delegate to party convention, twenty-five hundred dollars.

(6) Alternate delegate-at-large to party convention, twelve hundred fifty dollars.

(7) Alternate district delegate to party convention, six hundred twenty-five dollars.

(8) Councilor, two thousand dollars.

(9) County officer or state senator, one thousand dollars.

(10) Representative to the general court, two hundred fifty dollars.

In determining whether a candidate has exceeded the sum fixed in this paragraph, no account shall be taken of the following items: The candidate's contribution to the state committee, his filing fee, or his expenditures for personal travel and subsistence expenses. The sums fixed in this paragraph shall include all expenditures, contracts therefor, and use of contributions of money or things of value, tangible or intangible, by a candidate or by others, including political committees, in his behalf and with his knowledge during the period

of time he or others in his behalf and with his knowledge seeks votes for him to and including the date of the primary.

Amend section 10 of said chapter 42 by striking out the word "exactly" and inserting in place thereof the words, a sum approximating closely, so that said section as amended shall read as follows: 10. *Social Activities.* Outings, dinners and social affairs conducted by political committees, clubs and others at which each person attending pays a sum approximating closely the cost of his own food, sustenance or entertainment shall not, as to such payments and disbursements therefrom, be deemed reportable or limited receipts or expenditures under this chapter.

Amend the first paragraph of section 14 of said chapter 42 by striking out the same and inserting in place thereof the following: All political advertising or literature, in newspapers or other periodicals, on radio or television, on billboards, window cards, circulars, pamphlets, or of whatever nature, shall be signed at the end with the names and addresses of the candidate, his fiscal agent, or the name and address of the chairman or the secretary of a political committee, or the name and address of a voter, according to whether a candidate, political committee, or voter is responsible for it. Said signature thereto shall clearly designate the name of the candidate, party or political committee by or on whose behalf the same is published or broadcast. In the case of printed or written matter, the said signature and address of signer shall be printed or written in a size of type or lettering large enough to be clearly legible.

Amend paragraph II, section 14 of said chapter 42 by striking out said paragraph and inserting in place thereof the following: II. Rates for advertising shall be filed with the secretary of state by each person or corporation publishing a newspaper or periodical, operating a radio or television station, or selling billboard space. Such schedule shall be open to public inspection. Such schedules may be amended from time to time but at no time shall exceed the rate or rates regularly charged by such person or corporation for commercial advertising or for similar commercial broadcasts or telecasts.

On a *viva voce* vote, the affirmative prevailed, and the amendments were adopted, and the bill as amended was ordered to a third reading this afternoon at 2:00 o'clock.

Senator Packard requested a three minute recess, which was granted by the President.

(Recess)

The Senate re-assembled.

Senator Packard called for the Special Order. Question being on the adoption of the amendment offered by the Committee on Judiciary to Senate Bill No. 50, An Act relative to orders for delinquent children and the jurisdiction of municipal courts.

Amend the bill by striking out in section 2 the words "or nolo contendere, or files a writing by which he elects a trial by the justice and waives the right of appeal" and inserting in place thereof the following, and is advised by the court of the consequence of such a plea, so that said section as amended will read as follows: 2. *Jurisdiction.* Amend section 15 of chapter 377 of the Revised Laws as amended by chapter 200, Laws of 1943, (section 18, chapter 502, RSA) by striking out said section and inserting in place thereof the following: 15. *Criminal Cases, Municipal Courts.* Municipal courts shall have the powers of a justice of the peace and quorum throughout the state, and shall have original jurisdiction, subject to appeal, of all crimes and offenses committed within the confines of the city or town wherein such courts are located, or within any town in the same county which has no municipal court, or within any city or town in the same county in which vacancies exist in the offices of justice and special justice of the municipal court, which are punishable by a fine not exceeding five hundred dollars or imprisonment not exceeding one year, or both. The judgment and sentence of the municipal court shall be final if the accused pleads guilty and is advised by the court of the consequence of such a plea.

Senator Packard stated that a technical error has been found in the amendment offered by the Committee on the Judiciary. Therefore, he would request the Senate to vote down the amendment offered by the committee. He further stated that the vice chairman of the committee would then offer at the proper time an amendment to correct the error.

On a *viva voce* vote, the negative prevailed, and the amendment was not adopted.

Senator Matthew offered the following amendment, and moved its adoption.

Amend the bill by striking out in section 2 the words "or files a writing by which he elects a trial by the justice and waives the right of appeal" and inserting in place thereof the following: "and is advised by the court of the consequence of such a plea," so that said section as amended will read as follows: 2. *Jurisdiction*. Amend section 15 of chapter 377 of the Revised Laws as amended by chapter 200, Laws of 1943, (section 18, chapter 502, RSA) by striking out said section and inserting in place thereof the following: 15. *Criminal Cases, Municipal Courts*. Municipal courts shall have the powers of a justice of the peace and quorum throughout the state, and shall have original jurisdiction, subject to appeal, of all crimes and offenses committed within the confines of the city or town wherein such courts are located, or within any town in the same county which has no municipal court, or within any city or town in the same county in which vacancies exist in the offices of justice and special justice of the municipal court, which are punishable by a fine not exceeding five hundred dollars or imprisonment not exceeding one year, or both. The judgment and sentence of the municipal court shall be final if the accused pleads guilty or nolo contendere and is advised by the court of the consequence of such a plea.

On a *viva voce* vote, the affirmative prevailed and the amendment was adopted. The bill as amended was ordered to a third reading this afternoon at 2:00 o'clock.

On motion of Senator Matthews, the rules of the Senate were so far suspended as to permit all business in order for this afternoon at 2:00 o'clock to be made in order at the present time.

Third Reading of Bills

The following entitled bills were read a third time, and passed:

Senate Bill No. 3 (in new draft), An Act relative to election campaign receipts and expenditures and their publication.

Senate Bill No. 50, An Act relative to orders for delinquent children and the jurisdiction of municipal courts.

House Bill No. 62, An Act relative to airport zoning.

On motion of Senator LaRoche, the Senate adjourned.

WEDNESDAY, MARCH 23, 1955

The Senate met according to adjournment.

Welcome

The President expressed pleasure in welcoming back to the Senate after a period of illness, Senator Frederick C. Smalley of Dover, District No. 21.

Introduction of Guests

The President welcomed to the Senate, former Senator James Welch of Tamworth and Mrs. Chester Davis of Tamworth, both the guests of Senator Washburn, District No. 4. Also, a group of Rundlett Junior High School students, Concord, under the supervision of Miss Grey and Miss Fanning, who were the guests of the President of the Senate.

Introduction of Bill

Senator Adams introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred:

To the Committee on Judiciary:

Senate Bill No. 73, An Act providing for liens on house trailers.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 34, An Act relating to the use of facsimile signatures in the drawing of checks by the treasurers of public bodies.

House Bill No. 272, An Act relative to sale of pheasants for resale.

House Bill No. 283, An Act relative to the charter of the Dartmouth Savings Bank at Hanover.

House Bill No. 288, An Act relative to the open season for taking fur-bearing animals.

House Bill No. 292, An Act relative to trolling with large spinners in reclaimed trout ponds.

House Bill No. 318, An Act to amend the religious corporations law in relation to the incorporation of Orthodox parishes.

The message further stated that the House of Representatives has voted to concur with the Honorable Senate in its amendments to the following entitled bill:

House Bill No. 124, An Act increasing the fee for registration of trade names and partnerships.

The message further stated that the House of Representatives has voted to concur with the Honorable Senate in the passage of the following entitled bill, sent down from the Honorable Senate:

Senate Bill No. 46, An Act relating to writs and their endorsement.

The message further stated that the House of Representatives refuses to concur with the Honorable Senate in the passage of the following entitled bill with amendment sent down from the Honorable Senate; and asks for a Committee of Conference:

House Bill No. 88, An Act relative to penalty for failure to surrender motor vehicle license, registration or number plate upon demand.

The Speaker appointed as members of such committee on the part of the House, the Messrs. Jones of Lebanon, Willey of Campton, and Pickett of Keene.

On motion of Senator McMeekin, the Senate voted to accede to the request of the House of Representatives for a Committee of Conference on the above entitled bill.

The President appointed as members of such committee on the part of the Senate, Senators Colburn and Ferguson, Districts No. 12 and No. 14.

Read and Referred

The following entitled bills, sent up from the House of Representatives, were read a first and second time, and referred:

To the Committee on Banks and Insurance:

House Bill No. 34, An Act relating to the use of facsimile signatures in the drawing of checks by the treasurers of public bodies.

House Bill No. 283, An Act relative to the charter of the Dartmouth Savings Bank at Hanover.

To the Committee on Fisheries and Game:

House Bill No. 272, An Act relative to sale of pheasants for resale.

House Bill No. 288, An Act relative to the open season for taking fur-bearing animals.

House Bill No. 292, An Act relative to trolling with large spinners in reclaimed trout ponds.

To the Committee on Judiciary:

House Bill No. 318, An Act to amend the religious corporations law in relation to the incorporation of Orthodox parishes.

Engrossed Bills

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled Senate and House bills, and joint resolution:

Senate Bill No. 28, An Act relative to building and loan associations.

House Bill No. 73, An Act to regulate the sale and distribution of mixed fertilizers and fertilizer material in the state.

House Bill No. 89, An Act relative to manner of driving motor vehicles, hand signals.

House Bill No. 130, An Act relating to the Sandwich Notch and Dale road in the towns of Sandwich and Thornton.

House Bill No. 157, An Act relative to the military rank of the adjutant-general.

House Bill No. 169, An Act to secure the rights of mortgagees in highway land damage cases.

House Joint Resolution No. 1, Joint Resolution in favor of Harry J. Ring.

House Bill No. 1, An Act providing for the assessment and collection of a special head tax for state purposes.

NORMAN A. McMEEKIN,

For the Committee.

On motion of Senator Matthews, the rules of the Senate were so far suspended as to permit all business in order for this afternoon at 2:00 o'clock to be made in order at the present time.

On motion of Senator Lamontagne, the Senate adjourned.

THURSDAY, MARCH 24, 1955

The Senate met according to adjournment.

Introduction of Guests

The President welcomed to the Senate, Armand A. Beauchene of Leominster, Massachusetts, who has returned only ten days ago from Korea after lengthy service there. He was the guest of Senator Lamontagne, District No. 1. Also, Mrs. John R. Powell, the wife of Senator Powell, District No. 9, who was the guest of that Senator.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 70, An Act relative to the payment of forest fire expenses.

House Bill No. 71, An Act relative to reimbursement of municipalities for forest fire expenses.

House Bill No. 156, An Act to provide coverage for certain civilian employees of the national guard under the old age and survivors' insurance provision of Title II of the Federal Social Security Act, as amended.

House Bill No. 225, An Act relating to repeal of motor vehicle liability bond provisions.

House Bill No. 284, An Act relative to the definition of group life insurance.

House Bill No. 334, An Act relative to the observance of the memory of General Lafayette.

House Bill No. 342, An Act relative to the pay of the national guard.

Read and Referred

The following entitled bills, sent up from the House of Representatives, were read a first and second time, and referred:

To the Committee on Resources, Recreation and Development:

House Bill No. 70, An Act relative to the payment of forest fire expenses.

House Bill No. 71, An Act relative to reimbursement of municipalities for forest fire expenses.

To the Committee on Military and Veterans' Affairs:

House Bill No. 156, An Act to provide coverage for certain civilian employees of the national guard under the old age and survivors' insurance provision of Title II of the Federal Social Security Act, as amended.

House Bill No. 334, An Act relative to the observance of the memory of General Lafayette.

House Bill No. 342, An Act relative to the pay of the national guard.

To the Committee on Transportation:

House Bill No. 225, An Act relating to repeal of motor vehicle liability bond provisions.

To the Committee on Banks and Insurance:

House Bill No. 284, An Act relative to the definition of group life insurance.

Committee Reports

Senator O'Malley, for the Committee on Judiciary, to whom were referred:

House Bill No. 117, An Act relative to payment of wages of a deceased person.

House Bill No. 154, An Act relating to the return of writs in the superior court.

Having considered the same, reported the same without amendments, and recommended their passage.

The reports were accepted, and the bills were ordered to a third reading this afternoon at 2:00 o'clock.

Senator Caron, for the Committee on Banks and Insurance, to whom was referred:

Senate Bill No. 69, An Act relating to variable annuity accounts of life insurance companies.

Having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted. The resolution of the committee, inexpedient to legislate, was adopted.

Senator Caron, for the Committee on Banks and Insurance, to whom was referred:

House Bill No. 194, An Act relating to real estate mortgages.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at 2:00 o'clock.

Senator LaRoche, for the Committee on Fisheries and Game, to whom were referred:

House Bill No. 151, An Act relative to illegal night hunting.

House Bill No. 279, An Act relative to the fee for sealing and stamping beaver skins.

Having considered the same, reported the same without amendments, and recommended their passage.

The reports were accepted, and the bills were ordered to a third reading this afternoon at 2:00 o'clock.

The President declared a three minute recess.

Recess

The Senate re-assembled.

On motion of Senator Matthews, the rules of the Senate were so far suspended as to permit all business in order for this afternoon at 2:00 o'clock to be made in order at the present time, and that when the Senate adjourns today, it be to meet next Tuesday morning at 11:00 o'clock.

Third Reading of Bills

The following entitled bills were read a third time, and passed:

House Bill No. 117, An Act relative to payment of wages of a deceased person.

House Bill No. 151, An Act relative to illegal night hunting.

House Bill No. 154, An Act relating to the return of writs in the superior court.

House Bill No. 194, An Act relating to real estate mortgages.

House Bill No. 279, An Act relative to the fee for sealing and stamping beaver skins.

On motion of Senator Adams, the Senate adjourned.

TUESDAY, MARCH 29, 1955

The Senate met according to adjournment.

Introduction of Guests

The President welcomed to the Senate, the ladies of Rockingham County who were visiting the State House in connection with the "Legislative Day" for that county. Also, Mrs. Letha E. Furlong, President of the Federated Republican Women's Clubs of New Hampshire, and Mrs. Gladys Stockley of Auburn, former Assistant Chairman of the Republican State Committee. The President also welcomed to the Senate the wife of the Councilor of District No. 2, Mrs. Charles T. Durell of Portsmouth, and the wife of the Senator from District No. 24, Mrs. Harry H. Foote of Portsmouth. Also, forty pupils of the Civics class of the Nashua High School, under the supervision of Mr. Paul H. O'Neil, teacher, who were guests of Senator Colburn, District No. 12, and Senator Paquette, District No. 13. Also, Mrs. Benjamin C. Adams of Derry, the wife of the Senator from District No. 22, and Mrs. Dean Merrill of Hampton, the wife of the Senator from District No. 23.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 3, An act relative to pari mutuel pools and payment to towns and cities for race meets therein.

House Bill No. 111, An Act relative to special fish and game licenses for members of the armed forces of the United States.

House Bill No. 112, An Act relative to bonds of the city of Portsmouth.

House Bill No. 206, An Act relating to the charter of the city of Portsmouth.

House Bill No. 220, An Act relating to compensation for the board of registrars in the city of Portsmouth.

House Bill No. 228, An Act relating to the board of registrars in the city of Portsmouth.

House Bill No. 304, An Act naming the Governor John Wentworth Highway.

House Bill No. 394, An Act relative to annual reports by small loan licensees.

House Bill No. 441, An Act relative to salaries for members of the trustees of trust funds for the city of Portsmouth.

House Bill No. 281, An Act relative to field trials for dogs.

The message further stated that the House of Representatives has voted to concur with the Honorable Senate in the passage of the following entitled bill sent down from the Honorable Senate:

Senate Bill No. 5, An Act relative to audit of the accounts of the city of Portsmouth.

The message further stated that the House of Representatives has voted to concur with the Honorable Senate in its adoption of the amendments offered by the Committee on Engrossed Bills to the following entitled bill:

House Bill No. 22, An Act relative to the care and custody of females transferred to the custody of the state prison.

Read and Referred

The following entitled bills, sent up from the House of Representatives, were read a first and second time, and referred:

To the Committee on Ways and Means:

House Bill No. 3, An Act relative to pari mutuel pools and payment to towns and cities for race meets therein.

To the Committee on Fisheries and Game.

House Bill No. 111, An Act relative to special fish and game licenses for members of the armed forces of the United States.

House Bill No. 281, An Act relative to field trials for dogs.

To the Committee on Public Works:

House Bill No. 112, An Act relative to bonds of the city of Portsmouth.

House Bill No. 206, An Act relating to the charter of the city of Portsmouth.

House Bill No. 220, An Act relating to compensation for the board of registrars in the city of Portsmouth.

House Bill No. 228, An Act relating to the board of registrars in the city of Portsmouth.

House Bill No. 304, An Act naming the Governor John Wentworth Highway.

House Bill No. 441, An Act relative to salaries for members of the trustees of trust funds for the city of Portsmouth.

To the Committee on Banks and Insurance:

House Bill No. 394, An Act relative to annual reports by small loan licensees.

Committee Reports

Senator O'Malley, for the Committee on Judiciary, to whom was referred:

House Bill No. 245, An Act dividing Grafton county into commissioner districts, having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass.

Amend Section 2 of the bill by striking out the entire section and inserting in place thereof the following: 2. *Commissioner Districts.* Amend Section 14 of Chapter 45 of the Revised Laws as amended by Section 1, Chapter 181, Laws of 1945, and Section 2, Chapter 298, Laws of 1949, (Section 11, Chapter 64, RSA) by adding after Paragraph VII the following new paragraph: VIII. Grafton: District 1. Bath, Benton, Easton, Hanover, Haverhill, Landaff, Lisbon, Lyman, Lyme, Monroe, Orford, Piermont, Warren, Wentworth. District 2. Alexandria, Ashland, Bridgewater, Bristol, Canaan, Dorchester, Enfield, Grafton, Groton, Hebron, Lebanon, Orange. District 3. Bethlehem, Campton, Ellsworth, Franconia, Holderness, Lincoln, Littleton, Livermore, Plymouth, Rumney, Thornton, Waterville, Woodstock.

The report was accepted, amendment adopted, and the bill as amended was ordered to a third reading this afternoon at 2 o'clock.

Engrossed Bills

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled House and Senate bills:

House Bill No. 62, An Act relative to airport zoning.

House Bill No. 124, An Act increasing the fee for registration of trade names and partnerships.

Senate Bill No. 46, An Act relating to writs and their endorsement.

House Bill No. 22, An Act relative to the care and custody of females transferred to the custody of the state prison.

House Bill No. 151, An Act relative to illegal night hunting.

House Bill No. 154, An Act relating to the return of writs in the superior court.

House Bill No. 194, An Act relating to real estate mortgages.

House Bill No. 279, An Act relative to the fee for sealing and stamping beaver skins.

Senate Bill No. 5, An Act relative to audit of the accounts of the city of Portsmouth.

LAURIER A. LAMONTAGNE,
For the Committee.

The President declared a short recess.

Recess

The Senate re-assembled.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bill, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 481, An Act legalizing the proceedings of the village district meeting of North Walpole on March 20, 1950.

Read and Referred

The following entitled bill, sent up from the House of Representatives, was read a first time:

House Bill No. 481, An Act legalizing the proceedings of the village district meeting of North Walpole on March 20, 1950.

On motion of Senator Foote, the rules were suspended, second reading and reference to committee dispensed with, and the above entitled bill was placed on its third reading and final passage at the present time.

On motion of Senator Matthews, the rules of the Senate were so far suspended as to permit all business in order for this afternoon at 2:00 o'clock to be made in order at the present time.

Third Reading of Bill

The following entitled bill was read a third time, and passed:

House Bill No. 245, An Act dividing Grafton county into commissioner districts.

On motion of Senator Adams, the Senate adjourned.

WEDNESDAY, MARCH 30, 1955

The Senate met according to adjournment.

Leave of Absence

Senator Smalley of District No. 21 was granted an indefinite leave of absence due to serious illness.

Introduction of Guests

The President welcomed the following to the Senate: Mr. Victor C. DuVarney and Mr. David P. Stevens, assessors of the city of Nashua, and Mr. Donat Corriveau, the Register of Deeds, Hillsborough County, the guests of Senator Colburn, District No. 12, and Senator Paquette, District No. 13. Joseph Stancik of Derry, who was the guest of Senator Adams, District No. 22. Troop 69 of the Boy Scouts from Bradford under the leadership of Scout Master Reverend Norman Armstrong, who were the guests of Senator Powell, District No. 9. Also certain students from the Holy Rosary High School in Rochester, who were the guests of Senator LaRoche, District No. 20. Also Mr. George DeGrace of Manchester, Mr. Lemon of Manchester, and former member of the House Arthur Thibodeau of Manchester, all the guests of Senator Daniel, District No. 19.

Introduction of Bill

Senator Lamontagne introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred:

To the Committee on Judiciary:

Senate Bill No. 74, An Act legalizing a meeting of the Coos County Convention.

On motion of Senator Lamontagne, the rules of the Senate were suspended, printing of the bill dispensed with, reference to committee vacated. The rules were further suspended, and the above entitled bill was read a third time and passed at the present time.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bills and joint resolution, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 16, An Act to promote safety on the highways by regulating access from state highways to drive-in theaters.

House Bill No. 139, An Act relative to notices for meetings of the city council of Concord.

House Bill No. 183, An Act relating to satisfaction of judgments by motor vehicle owners and operators.

House Bill No. 224, An Act relating to motor vehicle financial responsibility.

House Bill No. 249, An Act relative to the New Hampshire shore and beach preservation commission.

House Bill No. 269, An Act relative to the federal soil conservation and domestic allotment act.

House Bill No. 286, An Act establishing plant and seed certification.

House Bill No. 301, An Act to provide for notice when a highway running between two towns is discontinued.

House Bill No. 305, An Act relative to registration of voters of the city of Concord.

House Bill No. 316, An Act licensing bulk milk collector tank drivers and concerns operating bulk milk collection tank routes in New Hampshire.

House Bill No. 320, An Act authorizing the town of Newport to fund or refund its indebtedness.

House Bill No. 321, An Act to increase the borrowing power of the Central Hooksett Water Precinct.

House Bill No. 339, An Act relative to taking otter during open season for taking beaver.

House Bill No. 350, An Act relative to workmen's compensation.

House Bill No. 368, An Act extending the powers of the Plymouth Village Fire District.

House Bill No. 433, An Act relative to legalizing certain proceeding at the Exeter town meeting, March 8, 1955.

House Bill No. 434, An Act to legalize a certain vote at the 1955 meeting in the town of Littleton.

House Bill No. 443, An Act to legalize the annual meeting of the Bristol School District.

House Bill No. 444, An Act legalizing the annual meeting in the town of Atkinson.

House Joint Resolution No. 32, Joint Resolution in favor of Alex E. Demers.

The message further stated that the House of Representatives has voted to concur with the Honorable Senate in the passage of the following entitled bill sent down from the Honorable Senate:

Senate Bill No. 22, An Act relative to estate taxes.

The message further stated that the House of Representatives has voted to adopt the following concurrent resolution, in the adoption of which it asks the concurrence of the Honorable Senate:

Whereas, the Junior United States Senator from New Hampshire, Norris Cotton, has introduced a resolution in Congress calling for a reduction in the age limit from sixty-five to sixty years for benefits under old age and survivors insurance, and

Whereas, the enactment of such legislation would be of benefit to many people in this state, now therefore

Be it Resolved by the House of Representatives, the Senate Concurring:

That the Congress of the United States be urged to act favorably upon legislation introduced by Senator Norris Cotton relative to the age limit for old age benefits, and

That the Secretary of State be instructed to forward a copy of this resolution to the Speaker of the House of Repre-

sentatives and to the President of the Senate of the United States and to our representatives and senators in Washington.

The President referred the above concurrent resolution to the Committee on Judiciary for further consideration.

The message further stated that the House of Representatives concurs with the Honorable Senate in the passage of the following entitled bill, with amendment, in the passage of which amendment the House of Representatives asks the concurrence of the Honorable Senate:

Senate Bill No. 21, An Act relative to park commission of the city of Berlin.

On motion of Senator Lamontagne, the Senate voted to concur in the adoption of the amendment to the above entitled bill sent up from the House of Representatives.

Read and Referred

The following entitled bills and joint resolution, sent up from the House of Representatives, were read a first and second time, and referred:

To the Committee on Public Works:

House Bill No. 16, An Act to promote safety on the highways by regulating access from state highways to drive-in theatres.

House Bill No. 301, An Act to provide for notice when a highway running between two towns is discontinued.

To the Committee on Transportation:

House Bill No. 183, An Act relating to satisfaction of judgments by motor vehicle owners and operators.

To the Committee on Banks and Insurance:

House Bill No. 224, An Act relating to motor vehicle financial responsibility.

To the Committee on Resources, Recreation and Development:

House Bill No. 249, An Act relative to the New Hampshire shore and beach preservation commission.

To the Committee on Agriculture:

House Bill No. 269, An Act relative to the federal soil conservation and domestic allotment act.

House Bill No. 286, An Act establishing plant and seed certification.

House Bill No. 316, An Act licensing bulk milk collector tank drivers and concerns operating bulk milk collection tank routes in New Hampshire.

To the Committee on Judiciary:

House Bill No. 320, An Act authorizing the town of Newport to fund or refund its indebtedness.

House Bill No. 321, An Act to increase the borrowing power of the Central Hooksett Water Precinct.

House Bill No. 368, An Act extending the powers of the Plymouth Village Fire District.

To the Committee on Public Welfare and State Institutions:

House Bill No. 139, An Act relative to notices for meetings of the city council of Concord.

House Bill No. 305, An Act relative to registration of voters of the city of Concord.

Orders Vacated

On motion of Senator Ferguson, the order whereby the above entitled bill was referred to the Committee on Public Welfare and State Institutions was vacated. On motion of the same Senator, the rules were suspended, and the above entitled bill was read a third time and passed at the present time.

House Bill No. 433, An Act relative to legalizing certain proceeding at the Exeter town meeting, March 8, 1955.

On motion of Senator Merrill, the order whereby the above entitled bill was referred to the Committee on Public Welfare and State Institutions was vacated. On motion of the same Senator, the rules were suspended, and the above entitled bill was read a third time and passed at the present time.

House Bill No. 434, An Act to legalize a certain vote at the 1955 meeting in the town of Littleton.

On motion of Senator McMeekin, the order whereby the above entitled bill was referred to the Committee on Public Welfare and State Institutions was vacated. On motion of the same Senator, the rules were suspended, and the above entitled bill was read a third time and passed at the present time.

House Bill No. 443, An Act to legalize the annual meeting of the Bristol School District.

On motion of Senator Matthews, the order whereby the above entitled bill was referred to the Committee on Public Welfare and State Institutions was vacated. On motion of the same Senator, the rules were suspended, and the above entitled bill was read a third time and passed at the present time.

House Bill No. 444, An Act legalizing the annual meeting in the town of Atkinson.

On motion of Senator Merrill, the order whereby the above entitled bill was referred to the Committee on Public Welfare and State Institutions was vacated. On motion of the same Senator, the rules were suspended, and the above entitled bill was read a third time and passed at the present time.

To the Committee on Finance:

House Joint Resolution No. 32, Joint Resolution in favor of Alex E. Demers.

To the Committee on Fisheries and Game:

House Bill No. 339, An Act relative to taking otter during open season for taking beaver.

To the Committee on Labor:

House Bill No. 350, An Act relative to workmen's compensation.

On motion of Senator Matthews, the President declared a Recess.

Recess

The Senate re-assembled.

Committee Reports

Senator Washburn, for the Committee on Labor, to whom was referred:

House Bill No. 10, An Act relative to the designation of bargaining agencies for employees, having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted.

Senator Ferguson offered the following amendment and moved its adoption:

Amend section 1 of said bill by striking out the same and inserting in place thereof the following:

1. *Labor Controversies.* Amend section 17 of chapter 210 of the Revised Laws (section 17, chapter 273 R S A) by striking out said section and inserting in place thereof the following: 17. *Application by Agent.* When an application is signed by an agent claiming to represent a majority of such employees the commissioner shall, before proceeding further, satisfy himself by secret ballot or otherwise that such agent is duly authorized to represent a majority of such employees. If the commissioner requires such secret ballot all regular employees of the unit may vote thereat. If the commissioner does not require a secret ballot he shall require a statement in writing from a majority of the employees that said agent is duly authorized to represent them. In the latter case the names of the employees giving written authority to such agent shall be kept secret by the commissioner.

On motion of Senator Lamontagne, the bill with the proposed amendment was laid upon the table, and made a special order for Tuesday, April 5, at 11:01 A. M.

Senator Washburn, for the Committee on Labor, to whom was referred:

Senate Bill No. 68, An Act relative to the salaries of the board of public works of Laconia, having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at 2 o'clock.

Senator Lamontagne, for the Committee on Transportation, to whom was referred:

Senate Bill No. 29, An Act relative to operation of motor vehicles at yield right-of-way signs, having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at 2:00 o'clock.

Senator Washburn, for the Committee on Labor, to whom was referred:

House Bill No. 232, An Act relative to compensation of appeal tribunal and advisory council members under the unemployment compensation law, having considered the same,

reported the same without amendment, and recommended its passage.

The report was accepted, and the bill was referred to the Committee on Finance, under the rules.

Senator Caron, for the Committee on Finance, to whom was referred:

House Joint Resolution No. 21, Joint Resolution relative to the estate of Eugene Hill, having considered the same reported the same without amendment, and recommended its passage.

The report was accepted, and the joint resolution was ordered to a third reading this afternoon at 2:00 o'clock.

Engrossed Bills

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled House bill:

House Bill No. 481, An Act legalizing the proceedings of the village district meeting of North Walpole on March 20, 1950.

IRENE W. LANDERS,
For the Committee.

On motion of Senator Matthews, the rules of the Senate were so far suspended as to permit all business in order for this afternoon at 2:00 o'clock to be made in order at the present time.

Third Reading of Bills and Joint Resolution

The following entitled bills and joint resolution were read a third time and passed:

Senate Bill No. 29, An Act relative to operation of motor vehicles at yield right-of-way signs.

Senate Bill No. 68, An Act relative to the salaries of the board of public works of Laconia.

House Joint Resolution No. 21, Joint Resolution relative to the estate of Eugene Hill.

On motion of Senator Merrill, the Senate adjourned.

THURSDAY, MARCH 31, 1955

The Senate met according to adjournment.

Leave of Absence

Senator Ferguson was granted leave of absence for the day on account of illness.

Introduction of Guests

Senator Perkins welcomed to the Senate, Mrs. Frederic H. Fletcher and the members of her family. Mrs. Fletcher being the wife of the Councilor from District No. 4, and their three children.

Committee Reports

Senator O'Malley, for the Committee on Judiciary, to whom were referred:

Senate Bill No. 73, An Act providing for liens on house trailers.

House Bill No. 248, An Act relative to perpetual inventory records and the transfer of unused supplies and equipment.

Having considered the same, reported the same without amendments, and recommended their passage.

The reports were accepted, and the bills were ordered to a third reading this afternoon at 2:00 o'clock.

Senator Caron, for the Committee on Banks and Insurance, to whom was referred:

House Bill No. 34, An Act relating to the use of facsimile signatures in the drawing of checks by the treasurers of public bodies, having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass:

Amend section 1 of House Bill No. 34 as amended, by striking out the words "a rubber stamp" in the last sentence thereof and by inserting the word "mechanical" before the word "device" in the last sentence thereof so that as amended said sentence shall read as follows:

1. *Negotiable Instruments.* Amend chapter 366 of the Revised Laws, (Chapter 337, RSA) by inserting after section 18 the following: 18-a. *Use of Facsimile Signatures.* Any drawee of a check, draft or other order for the payment of

money, in addition to any other rights which it may have, may pay and charge to the account upon which it is drawn any such check, draft or other order which (1) bears on the part of the drawer a facsimile signature, as hereinafter defined, of the drawer or a person who has been authorized by the drawer to sign such checks, drafts or other orders, which is substantially similar to a specimen facsimile of the drawer's or such person's signature furnished by the drawer to the drawee, and (2) is invalid solely because such facsimile signature was affixed to such check, draft or other order without the authority of the person whose signature it is. Facsimile signature, as used in this section, shall mean any signature which has been imprinted or stamped by a facsimile signature machine, or any other machine or mechanical device for the reproduction of a signature.

The report was accepted, amendment adopted, and the bill as amended was ordered to a third reading this afternoon at 2:00 o'clock.

Senator Caron, for the Committee on Banks and Insurance, to whom was referred:

House Bill No. 283, An Act relative to the charter of the Dartmouth Savings Bank of Hanover.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at 2:00 o'clock.

Senator LaRoche, for the Committee on Fisheries and Game, to whom were referred:

House Bill No. 106, An Act relative to wounding a human being while hunting.

House Bill No. 288, An Act relative to the open season for taking fur-bearing animals.

Having considered the same, reported the same without amendments, and recommended their passage.

The reports were accepted, and the bills were ordered to a third reading this afternoon at 2:00 o'clock.

Senator Adams, for the Committee on Education, to whom was referred:

Senate Bill No. 72, An Act relating to publication of report of audit.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at 2:00 o'clock.

Senator Smalley, for the Committee on Education, to whom was referred:

House Bill No. 14, An Act requiring a new registration of voters in the city of Dover.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at 2:00 o'clock.

Senator Adams, for the Committee on Education, to whom was referred:

House Joint Resolution No. 25, Joint Resolution relative to a study of the problem of combining towns and school districts.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted, and the joint resolution was ordered to a third reading this afternoon at 2:00 o'clock.

Senator McMeekin in the Chair.

Senator Matthews, for the Committee on Public Health, to whom was referred:

House Bill No. 191, An Act relative to the practice of dentistry.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at 2:00 o'clock.

Senator Paquette, for the Committee on Public Health, to whom was referred:

Senate Bill No. 26, An Act relating to the registration of pharmacists, having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass:

Amend section 1 of the bill by striking out in lines 9 and 10 the words "and approved by the New Hampshire commission of pharmacy and practical chemistry" so that said section

as amended will read as follows: 1. *Requirements for Registration.* Amend section 18 of chapter 256 of the Revised Laws, as amended by Laws of 1949, chapter 280, section 3, (chapter 318, section 18, RSA) by striking out the words "as grade 'A' " so that as amended said section shall read: 18. *Pharmacists.* An applicant for examination and registration as a pharmacist shall be a citizen of the United States, not less than twenty-one years of age, of good moral character and temperate habits, a graduate of a school or college of pharmacy or department of a university accredited by the American Council on Pharmaceutical Education shall file proof satisfactory to the commission, substantiated by proper affidavits, of a minimum of one year of experience in a retail or hospital pharmacy in the United States where physicians' prescriptions are compounded under the supervision of a registered or licensed pharmacist; and shall pass an examination given by the New Hampshire commission of pharmacy to establish satisfactorily his fitness to practice. Service and experience in a retail or hospital pharmacy under the supervision of a registered or licensed pharmacist as required in this section shall be predominantly related to the selling of drugs and medical supplies, compounding prescriptions, preparing pharmaceutical preparations, and keeping records and making reports required under state and federal statutes.

The report was accepted, amendment adopted, and the bill as amended was ordered to a third reading this afternoon at 2:00 o'clock.

Senator Keller, for the Committee on Public Health, to whom was referred:

House Bill No. 252, An Act relative to prerequisites for burial permits, having considered the same, reported the same with the following amendments, and recommended that the bill as amended ought to pass:

Amend the title of the bill by adding after the word "permits" the following words, and preparation of death certificates, so that said title as amended shall read as follows: An Act relative to prerequisites for burial permits and preparation of death certificates.

Further amend the bill by inserting after section 1 the following new section: 2. *Burials.* Amend section 46 of chapter 163 of the Revised laws as amended by section 4 of

chapter 98 of the Laws of 1949 by inserting after the first sentence the following: The cause, or causes of death shall be printed or typed on all certificates required to be furnished under this section, so that said section as amended shall read as follows: 46. *Death Certificates.* Whenever a person shall die, or a stillborn child shall be brought forth, the physician attending at the last sickness or bringing forth shall fill out and deliver to the funeral director, or to the town clerk, a certificate, duly signed, setting forth, as far as may be, the facts required by rules of the state department of health as provided in chapter 337. The cause, or causes of death shall be printed or typed on all certificates required to be furnished under this section.

Further amend the bill by renumbering section 2 to read section 3.

The report was accepted, amendments adopted, and the bill as amended was ordered to a third reading this afternoon at 2:00 o'clock.

Senator Keller, for the Committee on Public Health, to whom was referred:

House Bill No. 253, An Act requiring causes of death to be printed or typed on certificates of death, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate. Subject matter covered by House Bill No. 252, An Act relative to prerequisites for burial permits and preparation of death certificates.

The report was accepted, and the resolution of the committee, inexpedient to legislate, was adopted.

The President assumed the Chair.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has voted to non-concur with the Honorable Senate in its amendments to the following entitled bill, and asks that a Committee of Conference be appointed:

House Bill No. 245, An Act dividing Grafton county into commissioner districts.

The Speaker has appointed as members of such committee on the part of the House: Mr. Plumer of Bristol, Mrs. Martin of Littleton, and Mrs. Atkins of Hanover.

On motion of Senator McMeekin, the Senate voted to accede to the request of the House of Representatives for a Committee of Conference on the above entitled bill.

The President appointed as members of such committee on the part of the Senate, Senator McMeekin, District No. 4, and Senator Matthews, District No. 5.

On motion of Senator Matthews, the rules of the Senate were so far suspended as to permit all business in order for this afternoon at 2:00 o'clock to be made in order at the present time, and that when the Senate adjourns today, it be to meet next Tuesday morning at 11:00 o'clock.

Third Reading of Bills and Joint Resolution

The following entitled bills and joint resolution were read a third time, and passed:

Senate Bill No. 26, An Act relating to the registration of pharmacists.

Senate Bill No. 72, An Act relating to publication of report of audit.

Senate Bill No. 73, An Act providing for liens on house trailers.

House Bill No. 14, An Act requiring a new registration of voters in the city of Dover.

House Bill No. 34, An Act relating to the use of facsimile signatures in the drawing of checks by the treasurers of public bodies.

House Bill No. 106, An Act relative to wounding a human being while hunting.

House Bill No. 191, An Act relative to the practice of dentistry.

House Bill No. 248, An Act relative to perpetual inventory records and the transfer of unused supplies and equipment.

House Bill No. 252, An Act relative to prerequisites for burial permits and preparation of death certificates.

House Bill No. 283, An Act relative to the charter of the Dartmouth Savings Bank at Hanover.

House Bill No. 288, An Act relative to the open season for taking fur-bearing animals.

House Joint Resolution No. 25, Joint Resolution relative to a study of the problem of combining towns and school districts.

On motion of Senator Ainsworth, the Senate adjourned.

TUESDAY, APRIL 5, 1955

The Senate met according to adjournment.

Introduction of Guests

The President welcomed to the Senate, Mr. and Mrs. Benjamin Rice, the son and daughter-in-law of the member of the House of Representatives from Peterborough, Mr. Rice, who were the guests of Senator English, District No. 11.

Introduction of Senate Bills

Senator LaRoche introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred:

To the Committee on Judiciary:

Senate Bill No. 75, An Act establishing a police commission for the city of Rochester.

Senator Landers introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred:

To the Committee on Public Works:

Senate Bill No. 76, An Act relative to assessment of damages and basis of liability for change of grade in construction or maintenance of highways in towns.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 26, An Act providing for the application of motor vehicle laws on highways on land owned by the United States of America.

House Bill No. 240, An Act relative to grossly careless and grossly negligent operation of motor vehicles.

House Bill No. 278, An Act relative to a small game license for Coos County.

House Bill No. 332, An Act relative to the payment of poll and head taxes.

House Bill No. 353, An Act relating to extended coverage in policies of liability insurance.

House Bill No. 364, An Act relating to cropping dogs' ears.

The message further stated that the House of Representatives has voted to concur with the Honorable Senate in the passage of the following entitled bills and joint resolutions, sent down from the Honorable Senate:

Senate Bill No. 53, An Act relative to courts-martial in the national guard.

Senate Bill No. 23, An Act relative to suspension or revocation of licenses of persons practicing medicine.

Senate Joint Resolution No. 2, Senate Joint Resolution relating to the placement of certain obsolete artillery.

Read and Referred

The following entitled bills, sent up from the House of Representatives, were read a first and second time, and referred:

To the Committee on Transportation:

House Bill No. 26, An Act providing for the application of motor vehicle laws on highways on land owned by the United States of America.

To the Committee on Judiciary:

House Bill No. 240, An Act relative to grossly careless and grossly negligent operation of motor vehicles.

To the Committee on Fisheries and Game:

House Bill No. 278, An Act relative to a small game license for Coos county.

To the Committee on Ways and Means:

House Bill No. 332, An Act relative to the payment of poll and head taxes.

To the Committee on Banks and Insurance:

House Bill No. 353, An Act relating to extended coverage in policies of liability insurance.

To the Committee on Public Health:

House Bill No. 364, An Act relating to cropping dogs' ears.

Committee Reports

Senator Lamontagne, for the Committee on Transportation to whom was referred:

House Bill No. 64, An Act relating to aeronautical funds.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at 2:00 o'clock.

Senator Lamontagne, for the Committee on Transportation, to whom was referred:

Senate Bill No. 58, An Act to provide for the regulation of the business of drivers' schools.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass.

Amend section 2 of the bill by striking out in lines 10 and 11 the words "the same amount" and inserting in place thereof the words, twenty-five dollars, so that said section as amended shall read as follows: 2. *License Required; Fee, Term, Renewal.* No person shall engage in the business of conducting the drivers' school without being licensed therefor by the commissioner of motor vehicles. Application therefor shall be in writing and contain such information therein as he shall require. If the application is approved, the applicant shall be granted a license upon the payment of a fee of fifty dollars; provided, however, that no license fee shall be charged for the issuance of a license to any board of education, school board, public, private or parochial school, which conducts a course in driver education, approved by the state department of education. A license so issued shall be valid during the calendar year. The annual fee for renewal shall be twenty-five dollars. The commissioner shall issue a license certificate or license certificates to each licensee, one of which shall be displayed in each place of business of the licensee. In the case of loss,

mutilation or destruction of a certificate, the commissioner shall issue a duplicate upon proof of the facts and the payment of a fee of one dollar.

Further amend the bill by striking out in line 2 of subsection VII of section 3 the word "five" and inserting in place thereof the word, ten, and in line 3 of the same subsection by striking out the word "ten" and inserting in place thereof the word, twenty, and in line 5 of the same subsection by striking out the word "one" and inserting in place thereof the word, five, so that said subsection as amended shall read as follows: VII. The application is not accompanied by a copy of a standard liability insurance policy in the amount of ten thousand dollars for personal injury to, or death of, any one person; twenty thousand dollars for personal injury to, or death of, any number of persons involved in any one accident; and five thousand dollars for property damage in any one accident, suffered, or caused by reason of the negligence of the applicant or any agent or employee of the applicant, approved as to form and coverage by the commissioner, and issued by a company duly licensed to transact business in this state under the insurance laws of this state.

The report was accepted, amendment adopted, and the bill as amended was ordered to a third reading this afternoon at 2:00 o'clock.

Senator Lamontagne, for the Joint Committee on Transportation and Resources, Recreation and Development, to whom was referred:

Senate Bill No. 62, An Act relating to registration of motor boats and outboard motors.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at 2:00 o'clock.

Special Order

Senator Lamontagne called for the Special Order.

The question being on the adoption of the amendment offered by Senator Ferguson to:

House Bill No. 10, An Act relative to the designation of bargaining agencies for employees.

Amend section 1 of said bill by striking out the same and inserting in place thereof the following:

1. *Labor Controversies.* Amend section 17 of chapter 210 of the Revised Laws (section 17, chapter 273, RSA) by striking out said section and inserting in place thereof the following: 17. *Application by Agent.* When an application is signed by an agent claiming to represent a majority of such employees the commissioner shall, before proceeding further, satisfy himself by secret ballot or otherwise that such agent is duly authorized to represent a majority of such employees. If the commissioner requires such secret ballot all regular employees of the unit may vote thereat. If the commissioner does not require a secret ballot he shall require a statement in writing from a majority of the employees that said agent is duly authorized to represent them. In the latter case the names of the employees giving written authority to such agent shall be kept secret by the commissioner.

Senator Lamontagne explained to the Senate that both management and labor were in favor of the adoption of the amendment.

On a *viva voce* vote, the affirmative prevailed, the amendment was adopted, and the bill as amended was ordered to a third reading this afternoon at 2:00 o'clock.

On motion of Senator Matthews, the rules of the Senate were so far suspended as to permit all business in order for 2:00 o'clock this afternoon to be made in order at the present time.

Third Reading of Bills

The following entitled bills were read a third time, and passed:

Senate Bill No. 58, An Act to provide for the regulation of the business of drivers' schools.

Senate Bill No. 62, An Act relating to registration of motor boats and outboard motors.

House Bill No. 10, An Act relative to the designation of bargaining agencies for employees.

House Bill No. 64, An Act relating to aeronautical funds.

On motion of Senator English, the Senate adjourned.

WEDNESDAY, APRIL 6, 1955

The Senate met according to adjournment.

Introduction of Guests

The President welcomed to the Senate, the Misses Beatrice Bernier, Eleanor Lessard, Lucille Rochefort, all of Berlin, New Hampshire, and Marianne Corriveau of Gilead, Maine, all student nurses of Saint Louis Hospital at Berlin, New Hampshire, who were the guests of Senator Lamontagne of District No. 1. Also, the wife of our City Solicitor, Mrs. John W. Stanley, Jr. of Concord, who was the guest of Senator Perkins.

Committee Reports

Senator LaRoche, for the Committee on Fisheries and Game, to whom was referred:

Senate Bill No. 25, An Act repealing the provisions for open season for taking of beaver, having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at 2:00 o'clock.

Senator LaRoche, for the Committee on Fisheries and Game, to whom was referred:

Senate Bill No. 19, An Act relative to the trapping of fur-bearing animals in the Androscoggin Valley watershed, having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass:

Amend said bill by striking out section 1 and inserting in place thereof the following:

1. *Trapping Prohibited.* Amend chapter 244 of the Revised Laws (chapter 210, RSA) by inserting after section 5 thereof the following new section: 5-a. *Trapping Prohibited.* Notwithstanding any other provision of this chapter, it shall be unlawful to trap muskrat north of the Berlin-Milan line in the Androscoggin Valley watershed. Any person found violating the provisions hereof shall be fined the same amount as is prescribed for violation of sections 1 to 5, inclusive; provided, however, that this section shall be in effect for a period of one year only from date of its enactment.

The report was accepted, amendment adopted, and the bill as amended was ordered to a third reading this afternoon at 2:00 o'clock.

Senator LaRoche, for the Committee on Fisheries and Game, to whom was referred:

House Bill No. 272, An Act relative to sale of pheasants for resale, having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass.

Amend the title of said bill by inserting after the word "pheasants" the words, and chauker partridge, so that said title as amended shall read as follows:

An Act relative to sale of pheasants and chauker partridge for resale.

Amend said bill by striking out section 1 and inserting in place thereof the following:

1. *Pheasants and Chauker Partridge.* Amend chapter 246 of the Revised Laws (chapter 212, RSA) by inserting after section 24 the following new section: 24-a. *Sale of.* Pheasants and chauker partridge raised by any such license may be possessed, bought and sold for use as food, to hotels, restaurants, and food stores, provided, however, that there shall be attached to each pheasant or chauker partridge or part thereof so possessed, bought or sold a special tag, provided by the director at a nominal fee, which tag shall remain attached to the pheasant or chauker partridge or part thereof until immediately prior to cooking.

The report was accepted, amendment adopted, and the bill as amended was ordered to a third reading this afternoon at 2:00 o'clock.

Majority - Minority Report

For a Majority of the Committee on Ways and Means, to whom was referred:

House Bill No. 3, An Act relative to pari mutuel pools and payment to towns and cities for race meets therein, having con-

sidered the same, reported the same without amendment, and recommended its passage.

JOHN R. POWELL,
THOMAS B. O'MALLEY,
LOUIS W. PAQUETTE,
J. LABAN AINSWORTH,
For a Majority of the Committee.

For a Minority of the Committee on Ways and Means, to whom was referred:

House Bill No. 3, An Act relative to pari mutuel pools and payment to towns and cities for race meets therein, having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass.

Amend the bill by striking out all of section 2 thereof and inserting in place thereof the following: 2. *Payment to Towns and Cities.* Amend section 16 of chapter 171 of the Revised Laws, as amended by section 2, chapter 117, Laws of 1945 (section 23, chapter 284, RSA) by striking out the word "five" in the third line and inserting in place thereof the word, six, by striking out the word "four" in the sixth line and inserting in place thereof the word, five, and by striking out the words "two hundred and fifty" in the fifteenth line and inserting in place thereof the words, five hundred, so that said section as amended shall read as follows: 16. *Tax.* Each person, association, or corporation licensed to conduct a race or race meet under this chapter shall pay to the state treasurer a sum equal to six per cent of the total contribution to all pari mutuel pools conducted or made at any race or race meet licensed hereunder. Of the amount so paid to the state treasurer a sum equal to five and three-quarters per cent of said total contributions shall be distributed in accordance with the provisions of section 2, and a sum equal to one quarter of one per cent of said total contributions shall be expended for the promotion of agriculture in the state under the direction of the commissioner of agriculture. Each person, association, or corporation licensed to conduct a race or race meet under this chapter shall also pay to the city or town treasurer in which the racing plant is located the sum of five hundred dollars for each day of racing, provided, said person, association, or corporation has a license to conduct races or race meets for more than eight days dur-

ing the year for which the license is issued. If said person, association, or corporation has a license to conduct races or race meets for less than said eight days, the said per diem fee shall be determined by the commission.

BENJAMIN C. ADAMS,
HARRY H. FOOTE,
For a Minority of the Committee.

The reports were accepted.

Senator Adams moved that the report of the minority, ought to pass with amendment, be substituted for that of the majority, ought to pass.

(Discussion ensued)

Senator Adams spoke in favor of the substitution.

Senators Ainsworth, O'Malley and McMeekin spoke against the substitution.

Question being stated, Shall the report of the minority be substituted for that of the majority?

On a *viva voce* vote, the negative prevailed, and the motion to substitute was lost, and the bill was ordered to a third reading this afternoon at 2:00 o'clock.

Order Vacated

On motion of Senator Merrill, the order whereby House Bill No. 232, An Act relative to compensation of appeal tribunal and advisory council members under the unemployment compensation law, was referred to the Committee on Finance was vacated.

On motion of Senator Keller, the rules of the Senate were suspended and the bill was read a third time and passed at the present time.

Engrossed Bills

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled House and Senate bills, House joint resolutions:

Senate Bill No. 23, An Act relative to suspension or revocation of licenses of persons practicing medicine.

Senate Bill No. 53, An Act relative to courts-martial in the national guard.

House Bill No. 106, An Act relative to wounding a human being while hunting.

House Bill No. 117, An Act relative to payment of wages of a deceased person.

House Bill No. 248, An Act relative to perpetual inventory records and the transfer of unused supplies and equipment.

House Bill No. 283, An Act relative to the charter of the Dartmouth Savings Bank at Hanover.

House Bill No. 288, An Act relative to the open season for taking fur-bearing animals.

House Joint Resolution No. 25, Joint Resolution relative to a study of the problem of combining towns and school districts.

House Bill No. 191, An Act relative to the practice of dentistry.

Senate Bill No. 22, An Act relative to estate taxes.

House Joint Resolution No. 21, Joint Resolution relative to the estate of Eugene Hill.

Senate Bill No. 21, An Act relative to park commission of the city of Berlin.

House Bill No. 305, An Act relative to registration of voters of the city of Concord.

House Bill No. 433, An Act relative to legalizing certain proceedings at the Exeter town meeting, March 8, 1955.

House Bill No. 434, An Act to legalize the 1955 meeting in the town of Littleton.

House Bill No. 443, An Act to legalize the annual meeting of the Bristol School District.

House Bill No. 444, An Act legalizing the annual meeting in the town of Atkinson.

NORMAN A. McMEEKIN,

For the Committee.

On motion of Senator Matthews, the rules of the Senate were so far suspended as to permit all business in order for this afternoon at 2:00 o'clock to be made in order at the present time.

Third Reading of Bills

The following entitled bills were read a third time and passed:

Senate Bill No. 19, An Act relative to the trapping of fur-bearing animals in the Androscoggin Valley watershed.

Senate Bill No. 25, An Act repealing the provisions for open season for the taking of beaver.

House Bill No. 3, An Act relative to pari mutuel pools and payment to towns and cities for race meets therein.

House Bill No. 272, An Act relative to sale of pheasants and chauker partridge for resale.

Resolution

On motion of Senator Keller, the following resolution was adopted:

Whereas, Senator Smalley of District No. 21, is seriously ill at the hospital in Dover, therefore be it

Resolved, That we extend our sympathy to our fellow member and our best wishes for a speedy recovery to health, and be it further

Resolved, That the Clerk be instructed to procure and send suitable flowers to the Senator.

Senator O'Malley moved that the Senate reconsider its vote whereby the following entitled bill passed:

House Bill No. 3, An Act relative to pari mutuel pools and payment to towns and cities for race meets therein.

On a *viva voce* vote, the negative prevailed, and the motion to reconsider was lost.

On motion of Senator Lamontagne, the Senate adjourned.

THURSDAY, APRIL 7, 1955

The Senate met according to adjournment.

Leave of Absence

Senator Keller was granted leave of absence for the day, on account of important business.

Introduction of Senate Bill

Senator Cleveland introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred:

To the Committee on Judiciary:

Senate Bill No. 77, An Act providing that charitable corporations may establish common trust funds.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bills and joint resolutions, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 47, An Act relative to investigation of subversive activities.

House Bill No. 56, An Act providing for the classification of certain surface waters in Grafton County.

House Bill No. 59, An Act providing for the classification of Baker river and its watershed.

House Bill No. 217, An Act relative to prior service credits for state officials and employees.

House Bill No. 308, An Act relative to membership of the water pollution commission.

House Bill No. 312, An Act relating to interstate compact on juveniles.

House Bill No. 384, An Act relative to election of certain officers of the city of Rochester.

House Bill No. 387, An Act relative to the bag limit for horned pout.

House Bill No. 404, An Act relative to real estate investments of building and loan associations.

House Bill No. 460, An Act legalizing the annual meeting of the Lyndeborough school district.

House Bill No. 469, An Act legalizing the proceedings at the annual town meeting in Colebrook.

House Bill No. 476, An Act legalizing certain district meetings of the Alton school district.

House Joint Resolution No. 13, Joint Resolution in favor of Francis H. Buffum.

House Joint Resolution No. 18, Joint Resolution relative to fire protection for the state house.

The message further stated that the House of Representatives has voted to concur with the Honorable Senate in its amendments to the following entitled bills:

House Bill No. 34, An Act relating to the use of facsimile signatures in the drawing of checks by the treasurers of public bodies.

House Bill No. 252, An Act relative to prerequisites for burial permits and preparation of death certificates.

Read and Referred

The following bills and joint resolutions, sent up from the House of Representatives, were read a first and second time, and referred:

To the Committee on Judiciary:

House Bill No. 47, An Act relative to investigation of subversive activities.

House Bill No. 312, An Act relating to interstate compact on juveniles.

House Bill No. 384, An Act relative to election of certain officers of the city of Rochester.

House Bill No. 460, An Act legalizing the annual meeting of the Lyndeborough school district.

House Bill No. 469, An Act legalizing the proceedings at the annual town meeting in Colebrook.

Orders Vacated

On motion of Senator Washburn, the order whereby the above entitled bill was referred to the Committee on Judiciary, was vacated.

On motion of Senator O'Brien, the rules of the Senate were suspended, and the above entitled bill was placed upon its third reading and final passage at the present time.

House Bill No. 476, An Act legalizing certain district meetings of the Alton school district.

On motion of Senator McMeekin, the order whereby the above entitled bill was referred to the Committee on Judiciary, was vacated.

On further motion of the same Senator, the rules of the Senate were suspended, and the above entitled bill was placed upon its third reading and final passage at the present time.

To the Committee on Resources, Recreation and Development:

House Bill No. 56, An Act providing for the classification of certain surface waters in Grafton county.

House Bill No. 59, An Act providing for the classification of Baker river and its watershed.

House Bill No. 308, An Act relative to membership of the water pollution commission.

To the Committee on Labor:

House Bill No. 217, An Act relative to prior service credits for state officials and employees.

To the Committee on Fisheries and Game:

House Bill No. 387, An Act relative to the bag limit for horned pout.

To the Committee on Banks and Insurance:

House Bill No. 404, An Act relative to real estate investments of building and loan associations.

To the Committee on Finance:

House Joint Resolution No. 13, Joint Resolution in favor of Francis H. Buffum.

To the Committee on Public Welfare and State Institutions:

House Joint Resolution No. 18, Joint Resolution relative to fire protection for the state house.

Committee Reports

Senator Caron, for the Committee on Banks and Insurance, to whom were referred:

House Bill No. 224, An Act relating to motor vehicle financial responsibility.

House Bill No. 284, An Act relative to the definition of group life insurance.

House Bill No. 394, An Act relative to annual reports by small loan licensees.

Having considered the same, reported the same without amendments, and recommended their passage.

The reports were accepted, and the bills were ordered to a third reading this afternoon at 2:00 o'clock.

Senator LaRoche, for the Committee on Fisheries and Game, to whom were referred:

House Bill No. 281, An Act relative to field trials for dogs.

House Bill No. 339, An Act relative to taking otter during open season for taking beaver.

Having considered the same, reported the same without amendments, and recommended their passage.

The reports were accepted, and the bills were ordered to a third reading this afternoon at 2:00 o'clock.

Senator O'Malley, for the Committee on Judiciary, to whom was referred:

Senate Bill No. 71, An Act relating to false reports of crime.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at 2:00 o'clock.

Senator O'Malley, for the Committee on Judiciary, to whom was referred:

House Bill No. 274, An Act relating to the title to unlicensed dogs by humane societies.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass.

Amend section 1 of the bill by striking out in line 5 the word "seven" and inserting in place thereof the word, ten.

Further amend said section by striking out in line 7 the word "seven" and inserting in place thereof the word, ten.

So that said section as amended shall read as follows: 1. *Humane Societies.* Amend chapter 180 of the Revised Laws (chapter 466, RSA) by inserting after section 22 the following new section: 22-a. *Title to Unlicensed Dogs by Humane Societies.* Whenever an incorporated society for the prevention of cruelty to animals shall keep and maintain for ten consecutive days an unlicensed dog whose owner is unknown, full title to said unlicensed dog shall pass to said society at the end of said ten day period, unless the owner of said dog shall, before the expiration of said period, cause said dog to be licensed and shall pay said society the sum of one dollar per day for each day said dog has been kept and maintained by said society.

The report was accepted, amendment adopted, and the bill as amended was ordered to a third reading this afternoon at 2:00 o'clock.

Senator Adams, for the Committee on Education, to whom was referred:

Senate Bill No. 11, An Act relative to education of children placed in homes for children.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass.

Amend Senate Bill No. 11 by striking out all after section 50 of the new subdivision and inserting in place thereof the following:

51. *Right of Attendance; Tuition.* Whenever any child is placed and cared for in any home for children, such child, if of school age, shall be entitled to attend the public schools in the school district in which said home is located, unless such placement was solely for the purpose of enabling a child residing outside said district to attend the schools thereof. If any such child was domiciled in another school district of this state at the time of its placement in any home for children, the school district in which said child then had its domicile shall be liable for the tuition of said child, not exceeding the state average cost per pupil of the current expenses of operation for the preceding school year of the receiving district for its elementary or secondary schools, determined in the manner provided in Revised Laws, chapter 137, section 3-a, and chapter 138, section 26. In case such placement in any home for children results from a transfer or successive transfers of any child from one or more other homes for children, the district in which said child had its domicile at the time when it was placed in the first of said other homes for children shall be liable for said tuition. If such child was not domiciled in this state when so placed, the home for children, together with the parents or the guardian of such child, shall be jointly and severally liable for said tuition, to be recovered in an action of case.

52. *Procedure.* Upon the enrollment of any such child in the public schools of any district, the trustees, officers or proprietors of the home for children in which said child has been placed, or their authorized agents, shall submit to said district a sworn statement setting forth the facts relative to the domicile of the child when placed in said home, or if the child has been transferred or successively transferred from

one or more other homes for children, the facts relative to the domicile of the child when placed in the first of said other homes for children. Within sixty days after receipt of such statement, said district shall give written notice to any district of the state considered chargeable with the tuition of said child, setting forth the name, age and date of enrollment of said child, the name and location of the home in which the child has been placed and the date of placement, the name and location of the home or homes for children from which the child has been transferred, and the date of placement in each of said homes, and charging liability for the tuition of said child. More than one district may be so notified, if there is reasonable doubt as to which district said child was domiciled in when so placed in such home, but in such case said notice to each district shall set forth the names of the other districts sought to be charged. A copy of each notice shall be given to the commissioner of education in like manner. Any district so notified may, within thirty days thereafter, disclaim liability for said tuition by giving written notice of such disclaimer to the charging district and by giving a copy thereof to the commissioner of education in the same manner herein provided in the case of notices of liability. Failure to give notice of disclaimer within the period allowed shall fix the liability of the district charged with said tuition, except in cases where more than one district has been so charged. Whenever any district has given notice of disclaimer in the manner hereinbefore provided, or more than one district has been charged with liability for the tuition of any such child, the commissioner of education shall promptly hear the parties and his decision with respect to liability for said tuition shall be final and binding on the districts affected. If the commissioner of education finds that the domicile of any child when so placed in such home for children was in this state, but he cannot determine where, the cost of educating such child shall be assumed by the district in which such home is located.

2. *Amendment.* Amend section 11 of chapter 137 of the Revised Laws by striking out the last sentence thereof, so that said section as amended shall read as follows: 11. *Non-residents.* No person shall attend school, or send a pupil to the school, in any district of which he is not an inhabitant, without the consent of the district or of the school board except as herein otherwise provided.

3. *Takes Effect.* This act shall take effect as of July 1, 1955.

The report was accepted, amendment adopted, and the bill as amended was ordered to a third reading this afternoon at 2:00 o'clock.

Engrossed Bills

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled House bill:

House Bill No. 3, An Act relative to pari mutuel pools and payment to towns and cities for race meets therein.

LAURIER A. LAMONTAGNE,
For the Committee.

Concurrent Resolution

On motion of Senator Powell, the following Concurrent Resolution was adopted:

Resolved by the Senate, the House of Representatives concurring:

That the General Court of New Hampshire urges the Congress of the United States to enact H R 5255 entitled A Bill to authorize the coinage of 50-cent pieces to commemorate the construction of the New Hampshire Marine Memorial as the first memorial in the United States in honor of men and women who lost their lives at sea in all wars, which is to be erected at Hampton Beach, New Hampshire, now pending in the United States House of Representatives, as introduced by Representative Chester Merrow of New Hampshire.

Be it Further Resolved, That the Secretary of State transmit certified copies of this resolution to the Senators and Representatives of New Hampshire in the Congress, and to the Speaker of the House of Representatives and the President of the Senate of the Congress of the United States.

The President declared a short recess.

(Recess)

The Senate re-assembled.

On motion of Senator Matthews, the rules of the Senate were so far suspended as to permit all business in order for this afternoon at 2:00 o'clock to be made in order at the present time, and that when the Senate adjourns today, it be to meet next Tuesday morning at 11:00 o'clock.

Third Reading of Bills

The following entitled bills were read a third time, and passed:

Senate Bill No. 11, An Act relative to education of children placed in homes for children.

Senate Bill No. 71, An Act relating to false reports of crime.

House Bill No. 224, An Act relating to motor vehicle financial responsibility.

House Bill No. 274, An Act relating to the title to unlicensed dogs by humane societies.

House Bill No. 281, An Act relative to field trials for dogs.

House Bill No. 284, An Act relative to the definition of group life insurance.

House Bill No. 339, An Act relative to taking otter during open season for taking beaver.

House Bill No. 394, An Act relative to annual reports by small loan licensees.

On motion of Senator Packard the Senate adjourned.

TUESDAY, APRIL 12, 1955

The Senate met according to adjournment.

Introduction of Guests

The President welcomed to the Senate, Mrs. Benjamin C. Adams, the wife of Senator Adams, District No. 22, who was the guest of said Senator. Mrs. Grace Morse of Concord, who was the guest of Senator Powell, District No. 9. Also, George Potvin, former member of the House, from Rochester, who was the guest of Senator LaRoche.

Introduction of Senate Bills

Senator Washburn introduced the following entitled bill, which was read a first and second time, and laid on the table to be printed.

Senate Bill No. 78, An Act relating to Wolfeboro Village Fire Precinct.

On motion of Senator Washburn, the rules of the Senate were so far suspended as to dispense with the printing and reference to committee of the above entitled bill.

On motion of the same Senator, the rules were further suspended, and the above entitled bill was placed on its third reading and final passage at the present time.

Senator Adams introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred:

To the Committee on Agriculture:

Senate Bill No. 79, An Act relative to the sale of cider.

On motion of Senator Foote, the order whereby the above entitled bill was referred to the Committee on Agriculture was vacated, and the bill was then referred to the Committee on Liquor Laws.

Senators Adams and LaRoche introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred:

To the Committee on Judiciary:

Senate Bill No. 80, An Act relative to removal of public officials and employees.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 37, An Act relating to hawkers and peddlers.

House Bill No. 65, An Act relative to liability in the operation of aircraft.

House Bill No. 102, An Act relative to use of binder chains on motor vehicles carrying pulp wood.

House Bill No. 213, An Act relating to school attendance.

House Bill No. 243, An Act relative to requirement for use of so-called mud flaps on certain motor vehicles.

House Bill No. 244, An Act relative to minimum speed regulation of motor vehicles.

House Bill No. 251, An Act relative to protection of illegitimate children.

House Bill No. 276, An Act to regulate the practice of professional engineering.

House Bill No. 295, An Act relative to re-examination of holders of licenses to operate motor vehicles.

House Bill No. 385, An Act relative to the disposition of fines.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its amendments to the following entitled bills:

House Bill No. 272, An Act relative to sale of pheasants and chautauk partridge.

House Bill No. 10, An Act relative to the designation of bargaining agencies for employees.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in the passage of the following entitled bill, sent down from the Honorable Senate:

Senate Bill No. 63, An Act relating to reports of register of deeds.

The message further stated that the House of Representatives concurs with the Honorable Senate in the passage of the following entitled bill, with amendments, in the passage of which amendments the House of Representatives asks the concurrence of the Honorable Senate:

Senate Bill No. 4, An Act relative to write-in votes for nomination as state senator and representative.

Amend the bill by striking out section 1 and inserting in place thereof the following: 1. *Primary Election*. Amend chapter 33 of the Revised Laws (chapter 56, RSA) by inserting after section 50 the following new section: 50-a. *Limitation*. Any person who is nominated by the same political party for incompatible offices shall notify the Secretary of State within six days from the publication of notice provided by section 48, which of said nominations he will accept. Thereupon the Secretary of State shall declare a vacancy exists in the nomination for office said person has declined, which vacancy shall be filled as provided in section 52.

On motion of Senator Landers, the Senate voted to concur in the adoption of the amendment to the above entitled bill, sent up from the House of Representatives.

Read and Referred

The following entitled bills, sent up from the House of Representatives, were read a first and second time, and referred:

To the Committee on Judiciary:

House Bill No. 37, An Act relating to hawkers and peddlers.

House Bill No. 65, An Act relative to liability in the operation of aircraft.

House Bill No. 244, An Act relative to minimum speed regulation of motor vehicles.

House Bill No. 385, An Act relative to the disposition of fines.

To the Committee on Transportation:

House Bill No. 102, An Act relative to use of binder chains on motor vehicles carrying pulp wood.

House Bill No. 243, An Act relative to requirement for use of so-called mud flaps on certain motor vehicles.

House Bill No. 295, An Act relative to re-examination of holders of licenses to operate motor vehicles.

To the Committee on Education:

House Bill No. 213, An Act relating to school attendance.

To the Committee on Public Health:

House Bill No. 251, An Act relative to protection of illegitimate children.

To the Committee on Public Works:

House Bill No. 276, An Act to regulate the practice of professional engineering.

Order Vacated

On motion of Senator Ferguson, the order whereby House Bill No. 139, An Act relative to notices for meetings of the City Council of Concord, was referred to the Committee on Public Welfare and State Institutions, was vacated.

On further motion of the same Senator, the above entitled bill was read a third time and passed, at the present time.

Committee Reports

Senator O'Malley, for the Committee on Judiciary, to whom were referred:

House Bill No. 320, An Act authorizing the town of Newport to fund or refund its indebtedness.

House Bill No. 368, An Act extending the powers of the Plymouth Village Fire District.

Having considered the same, reported the same without amendments, and recommended their passage.

The reports were accepted, and the bills were ordered to a third reading this afternoon at 2:00 o'clock.

Senator O'Malley, for the Committee on Judiciary, to whom was referred:

Senate Bill No. 16, An Act relative to special sessions of probate courts.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass:

Amend the bill by striking out all after the word "sessions" in line 3 of section 1 and inserting in place thereof the following: Whenever the judge, at the request of the parties, shall attend an uncontested hearing on days other than those fixed by the statute as the regular days for the sitting of the probate court, he may be allowed five dollars for his service plus his expenses. In the case of a contested hearing, he shall be allowed additional compensation which shall not exceed an additional ten dollars for a half day or an additional twenty dollars for a whole day plus his expenses. Such compensation and expenses shall be paid out of the estate to which the proceedings relate, unless the judge rules otherwise.

The report was accepted, amendment adopted, and the bill as amended was ordered to a third reading this afternoon at 2:00 o'clock.

Senator LaRoche, for the Committee on Fisheries and Game, to whom was referred:

House Bill No. 111, An Act relative to special fish and game licenses for members of the armed forces of the United States.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass.

Amend section 1 of said bill by inserting before the word "active" in the fourth line, the word, regulate, so that said section as amended shall read as follows:

1. *Resident Members of the Armed Services.* Amend section 1 of chapter 103 of the Laws of 1953 (section 3, chapter 214, RSA) by striking out said section and inserting in place thereof the following: 1. *Fish and Game Licenses.* Any resident of this state who is on regular active duty with any branch of the armed forces of the United States, may make application to the director of fish and game or his agent for a special license to hunt and fish. Such applicant shall submit satisfactory evidence of his membership in such service of the United States, and the director, or his agent, may in his discretion, issue to such applicant a special license which shall entitle the licensee to hunt, shoot, kill or take, except by the use of traps, and to transport game birds, game animals, fish and salt water smelt, under the restrictions of Title XX of the Revised Laws, except as otherwise provided in this section. Such license shall have marked or stamped thereon the words "resident servicemen's license." There shall be no fee for such a license.

Amend section 2 of said bill by inserting before the word "active" in the fourth line, the word, regular, so that said section as amended shall read as follows:

2. *Non-resident Members of the Armed Services.* Amend section 2 of chapter 103 of the Laws of 1953 (section 4, chapter 214, RSA) by striking out said section and inserting in place thereof the following: 2. *Non-residents.* Any non-resident who is on regular active duty with any branch of the armed forces of the United States who is quartered in the state, or who is a guest of a resident, may make application to the director or his agent for a special license to hunt and fish as provided in the preceding section for residents. Such license for a non-resident shall have marked or stamped thereon the words "non-resident servicemen's license" and the fee to be paid to the director or his agent for such license shall be the same as that for a regular resident combination hunting and fishing license

The report was accepted, amendment adopted, and the bill as amended ordered to a third reading this afternoon at 2:00 o'clock.

Senator English, for the Committee on Resources, Recreation and Development, to whom was referred:

House Bill No. 68, An Act relative to water pollution, reclamation projects.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at 2:00 o'clock.

Senator LaRoche, for the Committee on Agriculture, to whom were referred:

Senate Bill No. 44, An Act relative to trespassing stock.

House Bill No. 269, An Act relative to the federal soil conservation and domestic allotment act.

House Bill No. 286, An Act establishing plant and seed certification.

House Bill No. 316, An Act licensing bulk milk collector tank drivers and concerns operating bulk milk collection tank routes in New Hampshire.

Having considered the same, reported the same without amendments, and recommended their passage.

The reports were accepted, and the bills were ordered to a third reading this afternoon at 2:00 o'clock.

Senator McMeekin, for the Committee on Engrossed Bills, to whom was referred:

House Bill No. 394, An Act relative to annual reports by small loan licensees.

Having considered the same, reported the same under Joint Rule No. 6 with the following amendment, and recommended that the bill as amended ought to pass:

Amend the title of said bill by striking out the same and inserting in place thereof the following:

An Act relative to annual reports by small loan licensees and the issuance of licenses for small loan business.

Amend section 2 of said bill by striking out the word "shall" in the fifth line.

Amend section 3 of said bill by inserting before the word "April" the words, as of, so that said section as amended shall read as follows:

3. *Takes Effect.* This act shall take effect as of April 1, 1955.

The report was accepted.

On motion of Senator McMeekin, the Senate voted to concur in the adoption of the amendments offered by the Committee on Engrossed Bills to the above entitled bill. The bill was then sent to the House of Representatives for concurrence in Senate amendment.

Committee of Conference

The Committee of Conference, to whom was referred House Bill No. 88, An Act relative to penalty for failure to surrender motor vehicle license, registration or number plate upon demand, reported the same with the following recommendations: That the Senate recede from its position in adopting its amendments, that the House recede from its position of non-concurrence and that the following amendments be adopted:

Amend said bill by inserting after section 1 the following new section:

2. *Motor Vehicles.* Amend section 7-a of chapter 116 of the Revised Laws, as inserted by chapter 81 of the Laws of 1953, and as amended by chapter 28 of the Laws of 1955 (section 10, chapter 260, RSA), by inserting after the words "members of the senate" the words, or their spouse; by inserting after the words "members of the house of representatives" the words, or their spouse; and by inserting after the words "his deputy" the words, county sheriffs, so that said section as amended shall read as follows: 7-a. *Special Number Plates.* Upon payment of motor vehicle registration fee, if any, the motor vehicle commissioner may issue a special plate, to be designated by him, to be affixed to the vehicle of the governor, the members of the governor's council, president of the senate, members of the senate or their spouse, speaker of the house of representatives, members of the house of representatives or their spouse, the attorney general and his deputy, county sheriffs and vehicles of state police and motor vehicle departments. Said special plates shall be issued at no cost to the state other than those plates furnished to the governor, the members of the governor's council, the president of the senate,

speaker of the house of representatives, state police and motor vehicle departments.

Further amend the bill by renumbering section 2 to read section 3.

Amend the title of the bill by adding at the end thereof the words, and relative to special number plates, so that said title as amended shall read as follows:

An Act relative to penalty failure to surrender motor vehicle license, registration or number plate upon demand, and relative to special number plates.

J. WESLEY COLBURN,
ERALSEY C. FERGUSON,

Conferees on the Part of the Senate.

PHILIP S. ASHLEY,
LAURENCE M. PICKETT,
FRED A. JONES,

Conferees on the Part of the House.

On a *viva voce* vote, the Senate voted to adopt the recommendation of the Committee of Conference on the above entitled bill.

Engrossed Bills

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled House and Senate bills:

House Bill No. 10, An Act relative to the designation of bargaining agencies for employees.

House Bill No. 224, An Act relating to motor vehicle financial responsibility.

House Bill No. 232, An Act relative to compensation of appeal tribunal and advisory council members under the unemployment compensation law.

House Bill No. 272, An Act relative to sale of pheasants and chautauk partridge for resale.

House Bill No. 281, An Act relative to field trials for dogs.

House Bill No. 284, An Act relative to the definition of group life insurance.

House Bill No. 469, An Act legalizing the proceedings at the annual town meeting in Colebrook.

House Bill No. 476, An Act legalizing certain district meetings of the Alton School District.

Senate Bill No. 63, An Act relating to reports of register of deeds.

House Bill No. 14, An Act requiring a new registration of voters in the city of Dover.

House Bill No. 64, An Act relating to aeronautical funds.

IRENE W. LANDERS,

For the Committee.

On motion of Senator Matthews, the rules of the Senate were so far suspended as to permit all business in order for this afternoon at 2:00 o'clock to be made in order at the present time.

Third Reading of Bills

The following entitled bills were read a third time, and passed:

Senate Bill No. 16, An Act relative to special sessions of probate courts.

Senate Bill No. 44, An Act relative to trespassing stock.

House Bill No. 68, An Act relative to water pollution, reclamation projects.

House Bill No. 111, An Act relative to special fish and game licenses for members of the armed forces of the United States.

House Bill No. 269, An Act relative to the federal soil conservation and domestic allotment act.

House Bill No. 286, An Act establishing plant and seed certification.

House Bill No. 316, An Act licensing bulk milk tank drivers and concerns operating bulk milk collection tank routes in New Hampshire.

House Bill No. 320, An Act authorizing the town of Newport to fund or refund its indebtedness.

House Bill No. 368, An Act extending the powers of the Plymouth Village Fire District.

On motion of Senator LaRoche, the Senate adjourned.

WEDNESDAY, APRIL 13, 1955

The Senate met according to adjournment.

Introduction of Guests

The President welcomed to the Senate, Mr. and Mrs. Alfred Lamontagne, being the father and mother of Senator Lamontagne, District No. 1, who were the guests of that Senator. The President requested the Sergeant-at-Arms to escort the former President of the Senate, Perkins Bass, and Mrs. Bass to the rostrum, whereupon he introduced them to the members of the Senate.

The President declared a short recess.

(Recess)

Congressman Bass briefly addressed the Senate, expressing his pleasure at being present and extending a cordial invitation to the membership to visit him in Washington.

The Senate re-assembled.

Committee Reports

Senator O'Malley, for the Committee on Judiciary, to whom were referred:

House Bill No. 318, An Act to amend the religious corporations law in relation to the incorporation of Orthodox parishes.

House Bill No. 321, An Act to increase the borrowing power of the Central Hooksett Water Precinct.

Having considered the same, reported the same without amendments, and recommended their passage.

The reports were accepted, and the bills were ordered to a third reading this afternoon at 2:00 o'clock.

Senator Lamontagne, for the Committee on Transportation, to whom were referred:

House Bill No. 26, An Act providing for the application of motor vehicle laws on highways on land owned by the United States of America.

House Bill No. 196, An Act relative to exceptions to foreign corporations operating motor vehicles in intrastate commerce.

House Bill No. 225, An Act relating to repeal of motor vehicle liability bond provisions.

Having considered the same, reported the same without amendments, and recommended their passage.

The reports were accepted, and the bills were ordered to a third reading this afternoon at 2:00 o'clock.

Senator Lamontagne, for the Committee on Transportation, to whom was referred:

House Bill No. 183, An Act relating to satisfaction of judgments by motor vehicle owners and operators.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at 2:00 o'clock.

In connection with the above entitled bill, Senator Cleveland requested to be recorded as abstaining from voting upon the passage of the bill, due to his personal legal activities.

Senator Washburn, for the Committee on Labor, to whom was referred:

Senate Bill No. 65, An Act relative to retirement system for firemen.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at 2:00 o'clock.

Senator Washburn, for the Committee on Labor, to whom was referred:

House Bill No. 350, An Act relative to workmen's compensation.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass:

Amend section 12 of said bill by striking out the words "upon its passage" and inserting in place thereof the words, and figure, as of July 1, 1955, so that said section as amended shall read as follows:

12. *Takes Effect.* This act shall take effect as of July 1, 1955.

The report was accepted, amendment adopted, and the bill as amended was ordered to a third reading this afternoon at 2:00 o'clock.

Introduction of Guests

Senator Packard introduced to the Senate the 7th and 8th grade students of the Webster Street School in Manchester, under the supervision of Miss O'Malley and Miss Marchand, who were cordially greeted by the President.

Committee Report

Senator McMeekin, for the Committee on Engrossed Bills, to whom was referred:

House Bill No. 339, An Act relative to taking otter during open season for taking beaver.

Having considered the same, reported the same under Joint Rule No. 6 with the following amendment, and recommended that the bill as amended ought to pass:

Amend the first two lines of section 1 by striking out the same and inserting in place thereof the following:

1. *Fur-bearing Animals.* Amend section 1 of chapter 244 of the Revised Laws (section 1, chapter 210, RSA) as amended by chapter 65, Laws of 1955, by striking out said section and

On motion of Senator McMeekin, the Senate voted to adopt the amendment offered by the Committee on Engrossed Bills to the above entitled bill, and the bill was sent to the House of Representatives for concurrence in Senate amendment.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 237, An Act relative to unemployment compensation.

House Bill No. 418, An Act relative to share or share account limits of building and loan associations.

House Bill No. 423, An Act relative to unsecured loans of building and loan associations.

House Bill No. 428, An Act relative to the powers of the credit committee of credit unions.

The message further stated that the House of Representatives has voted to concur with the Honorable Senate in its amendments to the following entitled bill:

House Bill No. 274, An Act relating to the title to unlicensed dogs by humane societies.

The message further stated that the House of Representatives has voted to concur with the Honorable Senate in the passage of the following entitled bill, sent down from the Honorable Senate:

Senate Bill No. 60, An Act relating to the return day of executions issued by the superior court.

Read and Referred

The following entitled bills, sent up from the House of Representatives, were read a first and second time, and referred:

To the Committee on Labor:

House Bill No. 237, An Act relative to unemployment compensation.

To the Committee on Banks and Insurance:

House Bill No. 418, An Act relative to share or share account limits of building and loan associations.

House Bill No. 423, An Act relative to unsecured loans of building and loan associations.

House Bill No. 428, An Act relative to the powers of the credit committee of credit unions.

The President declared a recess, for the purpose of the Senate being photographed.

(Recess)

The Senate re-assembled.

On motion of Senator Matthews, the rules of the Senate were so far suspended as to permit all business in order for this afternoon at 2:00 o'clock to be made in order at the present time.

Third Reading of Bills

The following entitled bills were read a third time, and passed:

Senate Bill No. 65, An Act relative to retirement system for firemen.

House Bill No. 26, An Act providing for the application of motor vehicle laws on highways on land owned by the United States of America.

House Bill No. 183, An Act relative to satisfaction of judgments by motor vehicle owners and operators.

House Bill No. 196, An Act relative to exceptions to foreign corporations operating motor vehicles in intrastate commerce.

House Bill No. 225, An Act relating to repeal of motor vehicle liability bond provisions.

House Bill No. 318, An Act to amend the religious corporations law in relation to the incorporation of Orthodox parishes.

House Bill No. 321, An Act to increase the borrowing power of the Central Hooksett Water Precinct.

House Bill No. 350, An Act relative to workmen's compensation.

On motion of Senator Caron, the Senate adjourned.

THURSDAY, APRIL 14, 1955.

The Senate met according to adjournment.

Senator Merrill in the Chair.

Introduction of Guests

The presiding officer welcomed to the Senate, Mrs. Paul Daniel, the wife of the Senator from District No. 19; also, as guests of Senators Packard, Caron, O'Malley, Daniel and Adams, Rt. Rev. Msgr. J. E. Vaccarest, Domestic Prelate, Pastor of St. Marie's Church, Manchester, and Mr. William Zopfi, Vice President of the Waumbeck Mills, Manchester.

The presiding officer declared a recess.

Recess

Msgr. Vaccarest was escorted to the rostrum by the Sergeant-at-Arms, and invited to address the Senators.

The Senate re-assembled.

Committee Reports

Senator O'Malley, for the Committee on Judiciary, to whom was referred:

House Bill No. 384, An Act relative to election of certain officers of the city of Rochester.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at 2:00 o'clock.

Senator O'Malley, for the Committee on Judiciary, to whom was referred:

House Bill No. 460, An Act legalizing the annual meeting of the Lyndeborough school district.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted.

On motion of Senator Adams, the following amendment was adopted:

Amend the title of said bill by inserting at the end thereof the words, and proceedings at a meeting of the Pelham school district, so that said title as amended shall read as follows:

An Act legalizing the annual meeting of the Lyndeborough school district and proceedings at a meeting of the Pelham school district.

Amend said bill by inserting after section 1 the following new section:

2. *Pelham School District.* The votes and proceedings at the annual meeting of the Pelham school district held on March 25, 1950, relative to the transfer of the school house property to the Post No. 100 American Legion, are hereby legalized, ratified and confirmed.

Further amend said bill by renumbering section 2 to read section 3.

The bill as amended was ordered to a third reading this afternoon at 2:00 o'clock.

Senator English, for the Committee on Resources, Recreation and Development:

House Bill No. 56, An Act providing for the classification of certain surface waters in Grafton County.

House Bill No. 59, An Act providing for the classification of Baker river and its watershed.

House Bill No. 308, An Act relative to membership of the water pollution commission.

Having considered the same, reported the same without amendments, and recommended their passage.

The reports were accepted, and the bills were ordered to a third reading this afternoon at 2:00 o'clock.

Senator Caron, for the Committee on Military and Veterans' Affairs, to whom was referred:

House Bill No. 156, An Act to provide coverage for certain civilian employees of the national guard under the old age and survivors' insurance provision of Title II of the Federal Social Security Act, as amended.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted, and the bill was referred to the Committee on Finance, under the rules.

Order Vacated

On motion of Senator McMeekin, the order whereby the above entitled bill was referred to the Committee on Finance, was vacated.

On motion of the same Senator, the rules were suspended, and the bill was ordered to a third reading this afternoon at 2:00 o'clock.

Senator Caron, for the Committee on Military and Veterans' Affairs, to whom was referred:

House Bill No. 342, An Act relative to the pay of the national guard.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted, and the bill was referred to the Committee on Finance, under the rules.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 192, An Act relative to railroad overhead bridges and underpasses and clearings of grade crossing quadrants.

House Bill No. 341, An Act relative to payment of tuition of high school pupils.

House Bill No. 446, An Act relative to members of the county convention who are not members of the legislature.

The message further stated that the House of Representatives has passed a Joint Resolution with the following caption, in the passage of which it asks the concurrence of the Honorable Senate:

House Joint Resolution No. 51, Joint Resolution relating to purchase of Salk poliomyelitis vaccine by the state.

The message further stated that the House of Representatives has voted to concur with the Honorable Senate in its adoption of the amendments offered by the Committee on Engrossed Bills to the following entitled bill:

House Bill No. 394, An Act relative to annual reports by small loan licensees for small loan business.

The message further stated that the House of Representatives has voted to adopt the amendments offered by the Committee on Engrossed Bills, to the following House bill, in the adoption of which amendments the House of Representatives asks the concurrence of the Honorable Senate:

House Bill No. 252, An Act relative to prerequisites for burial permits and preparation of death certificates.

Amend the first two lines of section 2 of said bill by striking out the same and inserting in place thereof the following:

2. *Burials.* Amend section 46 of chapter 168, Revised Laws, as amended by section 4, chapter 98, Laws of 1949 (section 1, chapter 290, RSA) by inserting after the first sentence

On motion of Senator McMeekin, the Senate voted to concur in the adoption of the amendment offered by the Committee on Engrossed Bills, to the above entitled bill.

The message further stated that the House of Representatives has voted to concur with the Honorable Senate in its amendments to the following entitled bill:

House Bill No. 111, An Act relative to special fish and game licenses for members of the armed forces of the United States.

Read and Referred

The following entitled bills and joint resolution, sent up from the House of Representatives, were read a first and second time, and referred:

To the Committee on Public Works:

House Bill No. 192, An Act relative to railroad overhead bridges and underpasses and clearings of grade crossing quadrants.

To the Committee on Education:

House Bill No. 341, An Act relative to payment of tuition of high school pupils.

To the Committee on Judiciary:

House Bill No. 446, An Act relative to members of the county convention who are not members of the legislature.

To the Committee on Finance:

House Joint Resolution No. 51, Joint Resolution relative to purchase of Salk poliomyelitis vaccine by the state.

Order Vacated

On motion of Senator McMeekin, the order whereby the above captioned joint resolution was referred to the Committee on Finance, was vacated, and the Senate resolved itself into a Committee of the Whole, to consider the above House joint resolution.

The presiding officer requested Senator Cleveland to act as Chairman of the Committee.

The presiding officer declared a recess.

Recess

The Senate re-assembled.

Senator Merrill in the Chair.

On motion of Senator McMeekin, the rules of the Senate were suspended, and House Joint Resolution No. 51, Joint Resolution relative to purchase of Salk poliomyelitis vaccine by the state, was ordered to a third reading and final passage at the present time.

Introduction of Guests

The presiding officer welcomed to the Senate, Senator Lockhart of the 18th District of the State of Connecticut, who briefly addressed the Senate. The presiding officer also welcomed to the Senate, Sophie Z. Kline, ex-Representative from Connecticut.

Engrossed Bills

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled House bills:

House Bill No. 34, An Act relating to the use of facsimile signatures in the drawing of checks by the treasurers of public bodies.

House Bill No. 68, An Act relative to water pollution, reclamation projects.

House Bill No. 139, An Act relative to notices for meetings of the city council of Concord.

House Bill No. 286, An Act establishing plant and seed certification.

House Bill No. 320, An Act authorizing the town of Newport to fund or refund its indebtedness.

House Bill No. 368, An Act extending the powers of the Plymouth Village Fire District.

House Bill No. 274, An Act relating to the title to unlicensed dogs by humane societies.

House Bill No. 269, An Act relative to the federal soil conservation and domestic allotment act.

House Bill No. 316, An Act licensing bulk milk collector tank drivers and concerns operating bulk milk collection tank routes in New Hampshire.

LAURIE R. A. LAMONTAGNE,
For the Committee.

On motion of Senator Matthews, the rules of the Senate were so far suspended as to permit all business in order for this afternoon at 2:00 o'clock to be made in order at the present time, and that when the Senate adjourns today, it be to meet next Tuesday morning at 11:00 o'clock.

Third Reading of Bills

The following entitled bills were read a third time, and passed:

House Bill No. 56, An Act providing for the classification of certain surface waters in Grafton County.

House Bill No. 59, An Act providing for the classification of Baker river and its watershed.

House Bill No. 156, An Act to provide coverage for certain civilian employees of the national guard under the old age survivors' insurance provision of Title II of the Federal Social Security Act, as amended.

House Bill No. 308, An Act relative to membership of the water pollution commission.

House Bill No. 384, An Act relative to election of certain officers of the city of Rochester.

House Bill No. 460, An Act legalizing the annual meeting of the Lyndeborough school district and proceedings at a meeting of the Pelham school district.

On motion of Senator Daniel, the Senate adjourned.

TUESDAY, APRIL 19, 1955

The Senate met according to adjournment.

Introduction of Guests

The President welcomed to the Senate, Allan Atherton of Concord, who will serve as President of the Senate in the Youth and Government YMCA program which will commence its activities on Friday evening of this week and conclude on Saturday afternoon. Also, Mrs. Letha E. Furlong of Somersworth, the State President of the Republican Woman's Federated Clubs of New Hampshire. Also, the Junior and Senior classes of Marlboro High School with teacher, Mrs. Thomas, who were the guests of Senator English of District No. 11. Also, the ladies of Belknap and Carroll Counties who were visiting the Senate as a part of the activity of their "Legislative Day."

Introduction of Senate Bill

Senator Matthews introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred:

To the Committee on Judiciary:

Senate Bill No. 81, An Act relative to the charter of the Plymouth Guaranty Savings Bank.

On motion of Senator Matthews, the Senate voted to dispense with the printing of the above entitled bill.

Committee Reports

Senator LaRoche, for the Committee on Fisheries and Game, to whom was referred:

House Bill No. 387, An Act relative to the bag limit for horned pout.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at 2:00 o'clock.

Senator LaRoche, for the Committee on Fisheries and Game, to whom was referred:

House Bill No. 278, An Act relative to a small game license for Coos County.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass:

Amend section 1 of said bill by inserting at the end thereof the following words, during the month of October only, so that said section as amended shall read as follows:

1. *Hunting Licenses.* Amend section 6 of chapter 247 Revised Laws (chapter 214, RSA) by inserting after paragraph III-a, as inserted by section 3, chapter 163, Laws of 1947, the following new paragraph: III-b. If the applicant is a nonresident and wishes to hunt game other than deer or bear, in Coos county, ten dollars and twenty-five cents, and said agent shall thereupon issue a nonresident Coos county small game license which shall entitle a licensee to hunt, shoot, or take game, birds, and game animals, with the exception of deer and bear, during the month of October only.

The report was accepted, amendment adopted, and the bill as amended was ordered to a third reading this afternoon at 2:00 o'clock.

Senator LaRoche, for the Committee on Fisheries and Game, to whom was referred:

House Bill No. 292, An Act relative to trolling with large spinners in reclaimed trout ponds.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass:

Amend section 1 of said bill by inserting after the word, "ponds" in the fifth line thereof the words, except in Back Lake in the town of Pittsburg and Mirror Lake in the town of Whitefield, so that said section as amended shall read as follows:

1. *Fishing on Reclaimed Trout Ponds.* Amend chapter 245 of the Revised Laws (chapter 211, RSA) by inserting after section 37 the following new section: 37-a. *Prohibited Devices.* No person shall use a spinner or spinners, total combined length of all blades not to exceed four inches, when trolling for fish in reclaimed trout ponds except in Back Lake in the town of Pittsburg and Mirror Lake in the town of Whitefield. Whoever violates any of the provisions of this section shall be fined twenty-five dollars and the director shall suspend his fishing license for a period of one year. The provisions of this section shall not be construed as affecting fly fishing in regular ponds.

The report was accepted, amendment adopted, and the bill as amended was ordered to a third reading this afternoon at 2:00 o'clock.

Senator Landers, for the Committee on Engrossed Bills, to whom was referred:

Senate Bill No. 4, An Act relative to write-in votes for nomination as state senator and representatives.

Having considered the same, reported the same under Joint Rule No. 6 with the following amendment, and recommended that the bill as amended ought to pass:

Amend the title of said bill by striking out the same and inserting in place thereof the following:

An Act relative to nominations for incompatible offices.

The report was accepted.

On motion of Senator Landers, the Senate voted to concur in the adoption of the amendment offered by the Committee on Engrossed Bills to the above entitled bill.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 135, An Act relating to the taxation of house trailers.

House Bill No. 413, An Act relative to the payment of motor vehicle road tolls by counties.

House Bill No. 430, An Act relative to orders of mayor and aldermen or selectmen for the muzzling and restraining of dogs.

House Bill No. 110, An Act relative to agricultural vehicles and trucks.

House Bill No. 471, An Act establishing certain positions at the state hospital.

House Bill No. 478, An Act relative to board of veterinary examiners and qualifications for veterinary licenses.

The message further stated that the House of Representatives has voted to concur with the Honorable Senate in its amendments to the following entitled bill:

House Bill No. 350, An Act relative to workmen's compensation.

The message further stated that the House of Representatives has voted to concur with the Honorable Senate in its adoption of the amendments offered by the Committee on Engrossed Bills to the following entitled bill:

House Bill No. 339, An Act relative to taking otter during open season for taking beaver.

The message further stated that the House of Representatives has voted to concur with the Honorable Senate in the passage of the following entitled bill, sent down from the Honorable Senate:

Senate Bill No. 37, An Act continuing the commission to study the use of assigned television channels for educational purposes.

The message further stated that the House of Representatives concurs with the Honorable Senate in the passage of the following entitled bill, with amendment, in the passage of which

amendment the House of Representatives asks the concurrence of the Honorable Senate:

Senate Bill No. 8, An Act relative to inheritance taxation.

Amend section 1 of said bill by striking out the same and inserting in place thereof the following:

1. *Inheritance Taxes.* Amend section 15-a of chapter 87 of the Revised Laws as inserted by section 3, chapter 144, Laws of 1945 (section 22, chapter 86, RSA) by striking out said section and inserting in place thereof the following: 15-a. *Report of Gifts and Transfers.* Every executor and administrator shall within six months from the date of his appointment file with the appropriate register of probate and with the division of inheritance taxes, state tax commission, upon a form prescribed by that division, a report of the following so far as the same shall come to his knowledge:

I. A report of all transfer of real and personal property made by the decedent in contemplation of death or to take effect in possession or enjoyment at or after death.

II. A report of all transfers of real and personal property during the last two years of the decedent's life if the property has a value of over five hundred dollars, except *bona fide* sales for a reasonable consideration in money or money's worth.

III. A report of all real and personal property held in joint tenancy by the decedent at the time of his death and the names and addresses of the survivors, if known.

The President declared a three-minute recess.

Recess

The Senate re-assambled.

On motion of Senator Cleveland, the Senate voted to concur in the adoption of the amendment to the above entitled bill, sent up from the House of Representatives.

Introduction of Guests

The President welcomed to the Senate, Judge Kenneth Nash of the Judicial Courts of Massachusetts, from Quincy, and Judge Reginald Nash of the New Hampshire Courts, from Allenstown.

The message further stated that the House of Representatives has voted to concur with the Honorable Senate in the passage of the following entitled bill, with amendments, in the passage of which amendments the House of Representatives asks the concurrence of the Honorable Senate:

Senate Bill No. 17, An Act relative to the salary of the justice and special justices of the municipal court of Portsmouth.

Amend the bill by inserting after section 1 a new section as follows:

2. *Associate Justice.* Amend section 4 of said chapter 377 as amended by chapters 179 and 260 of the Laws of 1947, chapters 26, 105, 213, 239 and 251 of the Laws of 1953 by striking out in the eleventh line the word "four" and inserting in place thereof the word, eight, so that said section as amended shall read as follows:

4. *Compensation of Special Justices.* The special justice and justice of the peace requested to sit owing to the disqualifications of the justice and special justice shall be paid, from the treasury of the city or town wherein said court is located, ten dollars a day for each day or part thereof that he shall serve in said capacity, provided that the annual salaries of the special justices of the municipal courts of the following cities and town shall be as follows, of Manchester two thousand dollars, of Nashua seventeen hundred dollars, of Dover two hundred dollars, of Concord one thousand dollars, of Portsmouth eight hundred dollars, of Laconia two hundred dollars and of Hampton one hundred and fifty dollars, to be paid by said cities and town, respectively, quarterly, and shall be in lieu of any other compensation or fees to such justices; provided, further, that the special justice of the municipal court of Berlin shall be paid from the treasury of the city six hundred dollars per annum.

Amend the title of said bill by inserting after the word "justice" the words, and special justices, so that said title as amended shall read as follows:

An Act relative to the salary of the justice and special justices of the municipal court of Portsmouth.

Further amend the bill by re-numbering Section 2 to read Section 3.

On motion of Senator Foote, the Senate refused to concur in the adoption of the amendment sent up from the House of Representatives, to the above entitled bill, and asked for a Committee of Conference.

Pursuant to the above, the President appointed as members on the part of the Senate, Senator Foote, District No. 24, and Senator Landers, District No. 10.

The message further stated that the House of Representatives has voted to adopt the amendment offered by the Committee on Engrossed Bills, to the following Senate Joint Resolution, in the adoption of which amendment the House of Representatives asks the concurrence of the Honorable Senate:

Senate Joint Resolution No. 2, Joint Resolution relating to the placement of certain obsolete artillery.

Amend said resolution by striking out the last three paragraphs thereof and inserting in place thereof the following:

Such agreement shall provide that the piece or pieces shall be used for museum purposes only within the state of New Hampshire and shall be made accessible to the public from time to time, and with the further proviso that at any time whenever the adjutant general shall find that the terms of the agreement are not being complied with he may demand the return of said property to the state. In the case of such return the adjutant general shall pay to said Filleul or his heirs or assigns a sum not to exceed the original cost of restoration.

The President declared a three-minute recess.

Recess

The Senate re-assembled.

On motion of Senator McMeekin, the Senate voted to concur in the adoption of the amendment offered by the Committee on Engrossed Bills to the above Senate joint resolution.

Read and Referred

The following entitled bills, sent up from the House of Representatives, were read a first and second time, and referred:

To the Committee on Transportation:

House Bill No. 110, An Act relative to agricultural vehicles and trucks.

House Bill No. 413, An Act relative to the payment of motor vehicle road tolls by counties.

To the Committee on Judiciary:

House Bill No. 135, An Act relating to the taxation of house trailers.

House Bill No. 430, An Act relative to orders of mayor and aldermen or selectmen for the muzzling and restraining of dogs.

To the Committee on Public Welfare and State Institutions:

House Bill No. 471, An Act establishing certain positions at the state hospital.

To the Committee on Agriculture:

House Bill No. 478, An Act relative to board of veterinary examiners and qualifications for veterinary licenses.

On motion of Senator Matthews, the rules of the Senate were so far suspended as to permit all business in order for this afternoon at 2:00 o'clock to be made in order at the present time.

Third Reading of Bills

The following entitled bills were read a third time, and passed:

House Bill No. 278, An Act relative to a small game license for Coos county.

House Bill No. 292, An Act relative to trolling with large spinners in reclaimed trout ponds.

House Bill No. 387, An Act relative to the bag limit for horned pout.

On motion of Senator Packard, the Senate adjourned.

WEDNESDAY, APRIL 20, 1955

The Senate met according to adjournment.

Introduction of Guests

The President welcomed to the Senate 97 pupils from the Senior class of Nashua High School, with their instructors, Joseph Lee and Joseph Kilbane, who were guests of Senator Colburn. District No. 12 and Senator Paquette, District No. 13.

Introduction of Senate Bills

Senator Landers introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred:

To the Committee on Judiciary:

Senate Bill No. 82, An Act to amend the charter of the Cheshire County Savings Bank.

On motion of Senator Matthews, the printing of the above entitled bill was dispensed with.

Senator Powell introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred:

To the Committee on Public Works:

Senate Bill No. 83, An Act relative to Colby Junior College Highway and Sutton road.

Committee Reports

Senator Caron, for the Committee on Banks and Insurance, to whom was referred:

House Bill No. 353, An Act relating to extended coverage in policies of liability insurance.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at 2:00 o'clock.

Senator Daniel, for the Committee on Public Works, to whom was referred:

Senate Bill No. 76, An Act relative to assessment of damages and basis of liability for change of grade in construction or maintenance of highways in towns.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted.

On motion of Senator Packard, the bill with the accompanying report was recommitted to the Committee on Public Works for further consideration.

Senator Daniel, for the Committee on Public Works, to whom were referred:

House Bill No. 112, An Act relative to bonds of the city of Portsmouth.

House Bill No. 206, An Act relating to the charter of the city of Portsmouth.

House Bill No. 301, An Act to provide for notice when a highway running between two towns is discontinued.

House Bill No. 441, An Act relative to salaries for members of the trustees of trust for the city of Portsmouth.

Having considered the same, reported the same without amendments, and recommended their passage.

The reports were accepted, and the bills were ordered to a third reading this afternoon at 2:00 o'clock.

Senator Daniel, for the Committee on Public Works, to whom was referred:

House Bill No. 16, An Act to promote safety on the highways by regulating the access from state highways to drive-in theaters.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass:

Amend section 39 of part 19, chapter 90 Revised Laws as inserted by section 1 of said bill by inserting after paragraph IV the following new paragraph: V. *Roadside Use*. It shall be unlawful to erect any roadside advertising within a distance of 400 feet of any highway intersection of Class I and II highways nor railroad grade crossings thereon when said advertising obstructs the view of said intersections and crossings, rendering the approach to same by vehicular traffic hazardous.

Further amend said section 39 by re-numbering paragraph V to read paragraph VI.

The report was accepted, amendment adopted, and the bill as amended was ordered to a third reading this afternoon at 2:00 o'clock.

Engrossed Bills

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled Senate and House bills and House joint resolution:

Senate Bill No. 37, An Act continuing the commission to study the use of assigned television channels for educational purposes.

House Bill No. 26, An Act providing for the application of motor vehicle laws on highways on land owned by the United States of America.

House Bill No. 56, An Act providing for the classification of certain surface waters in Grafton county.

House Bill No. 59, An Act providing for the classification of Baker river and its watershed.

House Bill No. 156, An Act to provide coverage for certain civilian employees of the national guard under the old age and survivors' insurance provision of Title II of the Federal Social Security Act, as amended.

House Bill No. 183, An Act relating to satisfaction of judgments by motor vehicle owners and operators.

House Bill No. 225, An Act relating to repeal of motor vehicle liability bond provisions.

House Bill No. 252, An Act relative to prerequisites for burial permits and preparation of death certificates.

House Bill No. 308, An Act relative to membership of the water pollution commission.

House Bill No. 318, An Act to amend the religious corporations law in relation to the incorporation of Orthodox parishes.

House Bill No. 339, An Act relative to taking otter during special open season for taking beaver.

House Bill No. 350, An Act relative to workmen's compensation.

House Bill No. 394, An Act relative to annual reports by small loan licensees and the issuance of licenses for small loan business.

House Bill No. 321, An Act to increase the borrowing power of the Central Hooksett Water Precinct.

House Bill No. 384, An Act relative to election of certain officers of the city of Rochester.

House Joint Resolution No. 51, Joint Resolution relative to purchase of Salk poliomyelitis vaccine by the state.

House Bill No. 111, An Act relative to special fish and game licenses for members of the armed forces of the United States.

House Bill No. 196, An Act relative to exceptions to foreign corporations operating motor vehicles in intrastate commerce.

House Bill No. 387, An Act relative to the bag limit for horned pout.

House Bill No. 460, An Act legalizing the annual meeting of the Lyndeborough school district and proceedings at a meeting of the Pelham school district.

Senate Bill No. 78, An Act relating to Wolfeboro village fire precinct.

Senate Joint Resolution No. 2, Joint Resolution relating to the placement of certain obsolete artillery.

NORMAN A. McMEEKIN,
For the Committee.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 383, An Act relative to the distribution of property to legatees, distributees or beneficiaries outside the United States.

House Bill No. 457, An Act providing for a study of the jurisdiction of municipal courts or district courts.

House Bill No. 482, An Act legalizing the annual meeting in the town of Canterbury.

The message further stated that the House of Representatives has voted to concur with the Honorable Senate in its amendments to the following entitled bills:

House Bill No. 460, An Act legalizing the annual meeting of the Lyndeborough school district and proceedings at a meeting of the Pelham school district.

Senate Bill No. 78, An Act relating to Wolfeboro Village fire precinct.

The message further stated that the House of Representatives has voted to adopt the report of the Committee of Conference on the following entitled bill:

House Bill No. 88, An Act relative to penalty for failure to surrender motor vehicle license, registration or number plate upon demand.

The message further stated that the House of Representatives has voted to adopt the amendments offered by the Com-

mittee on Engrossed Bills to the following Senate bill, in the adoption of which amendments the House of Representatives asks the concurrence of the Honorable Senate:

Senate Bill No. 60, An Act relating to the return day of executions issued by the Superior Court.

Amend section 2 of said bill by striking out the amending clause and inserting in place thereof the following:

2. *Subsequent Return Day.* Amend Revised Laws, chapter 399, section 4 (chapter 527, section 4, RSA) by striking out said section and inserting in place thereof the following:

On motion of Senator Keller, the Senate voted to concur in the adoption of the amendments offered by the Committee on Engrossed Bills to the above entitled bill.

Read and Referred

The following entitled bills, sent up from the House of Representatives, were read a first and second time, and referred:

To the Committee on Judiciary:

House Bill No. 383, An Act relative to the distribution of property to legatees, distributees or beneficiaries outside the United States.

House Bill No. 457, An Act providing for a study of the jurisdiction of municipal courts or district courts.

House Bill No. 482, An Act legalizing the annual meeting in the town of Canterbury.

On motion of Senator Matthews, the rules of the Senate were so far suspended as to permit all business in order for this afternoon at 2:00 o'clock, to be made in order at the present time.

Third Reading of Bills

The following entitled bills were read a third time, and passed:

House Bill No. 16, An Act to promote safety on the highways by regulating access from the highways to drive-in theaters.

House Bill No. 112, An Act relative to bonds of the city of Portsmouth.

House Bill No. 206, An Act relating to the charter of the city of Portsmouth.

House Bill No. 301, An Act to provide for notice when a highway running between two towns is discontinued.

House Bill No. 353, An Act relating to extended coverage in policies of liability insurance.

House Bill No. 441, An Act relative to salaries for members of the trustees of trust funds for the city of Portsmouth.

On motion of Senator Cleveland, the Senate adjourned.

THURSDAY, APRIL 21, 1955

The Senate met according to adjournment.

Introduction of Guests

The President welcomed to the Senate the Most Reverend Athenagoras, Bishop of the New England Diocese of the Greek Orthodox Church, who addressed the Senate briefly. Also, Miss Ann J. Confefbris of Milford, Mass., who was the guest of Senator Landers, District No. 10. Also, City Manager Robert M. Violette and Mr. Morris C. Foye of Portsmouth, who were the guests of Senator Foote, District No. 24.

Committee Reports

Senator O'Malley, for the Committee on Judiciary, to whom were referred :

House Bill No. 240, An Act relative to grossly careless and grossly negligent operation of motor vehicles.

House Bill No. 446, An Act relative to members of the county convention who are not members of the legislature.

Having considered the same, reported the same without amendments, and recommended their passage.

The reports were accepted, and the bills were ordered to a third reading this afternoon at 2:00 o'clock.

Senator O'Malley, for the Committee on Judiciary, to whom was referred :

House Bill No. 244, An Act relative to minimum speed regulation of motor vehicles.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted.

Question being on the adoption of the recommendation of the committee, Ought to pass.

On the above question, discussion ensued.

Senator Cleveland moved that the above entitled bill with the accompanying report be laid upon the table and made a special order for next Tuesday, April 26, at 11:01 A. M.

On a *viva voce* vote the negative apparently prevailed.

Senator Cleveland then requested a division.

Twelve Senators having voted in the affirmative, and eight Senators having voted in the negative, the affirmative prevailed, and the above entitled bill with the accompanying report was made a special order for next Tuesday, April 26, at 11:01 A. M.

Senator Lamontagne, for the Committee on Transportation, to whom were referred:

House Bill No. 102, An Act relative to use of binder chains on motor vehicles carrying pulp wood.

House Bill No. 243, An Act relative to requirement for use of so-called mud flaps on certain motor vehicles.

Having considered the same, reported the same without amendments, and recommended their passage.

The reports were accepted, and the bills were ordered to a third reading this afternoon at 2:00 o'clock.

Senator O'Malley, for the Committee on Judiciary, to whom was referred:

Senate Bill No. 6, An Act authorizing the appointment of county public trustees.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass.

Amend section 1 of the bill by striking out in line 5 the word "his" and inserting in place thereof, the words, the court's, so that said section as amended shall read as follows:

1. *Public Trustees.* Amend chapter 363, of the Revised Laws, (chapter 564, RSA) by inserting after section 2 the following new section: 2-a. *Public Trustees.* The judge of probate shall be empowered to appoint a suitable person as public trustee to hold office during the court's pleasure, whose duty shall be to administer all such small charitable trusts as the court may assign to him, where it is found that the practical

difficulties or the unreasonable expense involved in each trust would tend to defeat its purpose.

Further amend the bill by inserting after section 1, the following new section: 2. *Procedure; Investments*. Amend chapter 363, of the Revised Laws (chapter 564, RSA) by inserting after section 2-a as hereinabove inserted the following new sections: 2-b. *Citation*. Upon application the court may, in its discretion waive publication of citations and notices in such trusts where it is found in the interest of the estate. 2-c. *Collective Investments*. The public trustee may establish common trust funds, in which may be combined money and property belonging to the various trusts in his care, for the purpose of facilitating investments, providing diversification and obtaining reasonable income; and provided, further, that the participating interests of said trusts are properly evidenced by appropriate bookkeeping entries showing on an annual basis the contribution, the profits, the income, the expenses, the fees and withdrawals allocable to each trust.

Further amend said bill by re-numbering section 2 to read, section 3.

The report was accepted, amendment adopted, and the bill as amended was ordered to a third reading this afternoon at 2:00 o'clock.

Senator Lamontagne, for the Committee on Transportation, to whom was referred:

House Bill No. 295, An Act relative to re-examination of holders of licenses to operate motor vehicles.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass.

Amend section 1 of the bill by inserting after the word "notice" in the third line the words "and for cause" so that said section as amended shall read as follows: 1. *Motor Vehicles, Licenses*. Amend chapter 117 of the Revised Laws (chapter 261, RSA) by inserting after section 2-a thereof the following new section. 3. *Re-examination*. The commissioner, after reasonable notice and for cause, may require any person holding a license to operate motor vehicles or applying for re-issue of such license to pass such examination as to his qualifications as the commissioner shall prescribe. No license

shall be re-issued to such person or continued in effect until the commissioner is satisfied as to such person's fitness to operate a motor vehicle.

The report was accepted.

Question being on the question of the adoption of the amendment offered by the Committee on Judiciary.

(Discussion ensued)

Senators Cleveland, English, Lamontagne, Foote, Adams and Packard spoke in favor of the amendment.

Senators Ferguson and McMeekin spoke against the amendment.

The President declared a three minute recess.

(Recess)

The Senate re-assembled.

On motion of Senator Packard, the bill with the accompanying report was recommitted to the Committee on Transportation for further consideration.

Senator O'Malley, for the Committee on Judiciary, to whom was referred:

House Bill No. 385, An Act relative to the disposition of fines.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass.

Amend section 1 of the bill by striking out in line 5 the word "rewards" and inserting in place thereof the words, fines and forfeitures.

Further amend section 1 of the bill by adding after the word "fines" in the 9th line the words, and forfeitures, so that said section as amended shall read as follows: 1. *Police Employees*. Amend section 10 of chapter 145 of the Revised Laws, as amended by section 2, chapter 94, Laws of 1949 and by section 12, chapter 163, Laws of 1951, (section 11, chapter 106, RSA) by striking out said section and inserting in place thereof the following new section: 10. *Disposition of Fines and Forfeitures*. Any fee for the performance of an act in line of duty or reward for the apprehension or convic-

tion of any person, or for the recovery of any property, received by or payable to an employee, shall be paid by him to the commissioner of motor vehicles who shall immediately forward the same to the state treasurer. All fines and forfeitures assessed against any violator of any law of the state relative to the use and operation of motor vehicles apprehended or prosecuted by a police employee shall be sent, except as hereinafter provided, by the court collecting the same from such law violator, to the commissioner of motor vehicles within seven days from their payment, and by him immediately paid into the state treasury. The commissioner of motor vehicles shall forward to the superintendent such information as he may direct relative to said fees and fines. In case of fines collected hereunder by a municipal court which would under the provisions hereof be payable to the commissioner of motor vehicles the municipal court shall, before forwarding, deduct five dollars from each fine and ten per cent of that part of the fine which exceeds five dollars. Said fines shall be disposed of as provided in section 12, chapter 377 of the Revised Laws.

The report was accepted, amendment adopted, and the bill as amended was ordered to a third reading this afternoon at 2:00 o'clock.

Senator Caron, for the Committee on Banks and Insurance, to whom was referred:

House Bill No. 404, An Act relative to real estate investments of building and loan associations.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass.

Amend said bill by inserting after section 1 the following new section:

2. *Time Extended.* Amend section 10, chapter 314, Revised Laws, as amended by section 1, chapter 140, Laws of 1945, (section 15, chapter 393, RSA) by striking out the word "twenty" in line seventeen and inserting in place thereof the word, twenty-five, so that said section as amended shall read as follows: 10. *Loans.* Any such corporation may loan money so collected, together with interest, premiums, fines and profits arising from the business, to its shareholders and members on first mortgages on real estate, or on buildings in the town of Hampton situated on land not belonging to the

owner of the building. The loans shall not exceed the appraisal value of said property. Such corporation may accept other satisfactory collateral as additional security for the loan. A premium may be charged in excess of the established rate of interest. Said loans shall be share sinking fund or direct reduction loans. In share sinking fund loans serial shares of the corporation shall also be pledged sufficient in amount to repay the loan upon maturity. Direct reduction loans shall be repayable in monthly installments sufficient to amortize the same paying off interest or premium and principal in any period of time not exceeding twenty-five years. Any such corporation holding a first mortgage on such property may take a subsequent mortgage or mortgages on the same property provided that there are no intervening liens. Any shareholder may borrow on the shares of such corporation up to the full value thereof at the time of the loan.

Further amend said bill by renumbering section 2 to read section 3.

Amend the title of said bill by inserting after the word "investments" the words, and loans, so that said title as amended shall read as follows: An Act relative to real estate investments and loans of building and loan associations.

The report was accepted.

On motion of Senator Matthews, the bill with the accompanying report was recommitted to the Committee on Banks and Insurance.

Engrossed Bills

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled Senate and House bills:

Senate Bill No. 4, An Act relative to nominations for incompatible offices.

Senate Bill No. 60, An Act relating to the return day of executions issued by the superior court.

House Bill No. 112, An Act relative to bonds of the city of Portsmouth.

House Bill No. 206, An Act relating to the charter of the city of Portsmouth.

House Bill No. 278, An Act relative to a small game license for Coos county.

House Bill No. 292, An Act relative to trolling with large spinners in reclaimed trout ponds.

House Bill No. 301, An Act to provide for notice when a highway running between two towns is discontinued.

House Bill No. 441, An Act relative to salaries for members of the trustees of trust funds for the city of Portsmouth.

LAURIER A. LAMONTAGNE,
For the Committee.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 137, An Act relative to the sale of spirituous liquor and beverages on election days.

House Bill No. 241, An Act relative to keeping motor vehicles free from obstructions of ice and snow.

House Bill No. 475, An Act relative to salaries of various Belknap county officials.

House Bill No. 487, An Act legalizing the annual meeting in the town of Acworth.

The message further stated that the House of Representatives has voted to concur with the Honorable Senate in its amendments to the following entitled bills:

House Bill No. 278, An Act relative to a small game license for Coos county.

House Bill No. 292, An Act relative to trolling with large spinners in reclaimed trout ponds.

The message further stated that the House of Representatives refuses to concur with the Honorable Senate in the passage of the following entitled bill sent down from the Honorable Senate:

Senate Bill No. 61, An Act providing special fees for privately owned school buses.

The message further stated that the House of Representatives has voted to concur with the Honorable Senate in its

adoption of the amendments offered by the Committee on Engrossed Bills to the following entitled bill:

Senate Bill No. 4, An Act relative to nominations for incompatible offices.

The message further stated that the House of Representatives has voted to accede to the request of the Honorable Senate in asking for a Committee of Conference on the following entitled bill:

Senate Bill No. 17, An Act relative to the salary of the justice and special justices of the municipal court of Portsmouth.

The Speaker has appointed as members of such committee on the part of the House, Mrs. Dondero, and Messrs. Murch and Quirk, all of Portsmouth.

Read and Referred

The following entitled bills, sent up from the House of Representatives, were read a first and second time, and referred:

To the Committee on Liquor Laws:

House Bill No. 137, An Act relative to the sale of spirituous liquor and beverages on election days.

To the Committee on Transportation:

House Bill No. 241, An Act relative to keeping motor vehicles free from obstructions of ice and snow.

To the Committee on Ways and Means:

House Bill No. 475, An Act relative to salaries of various Belknap county officials.

To the Committee on Judiciary:

House Bill No. 487, An Act legalizing the annual meeting in the town of Acworth.

On motion of Senator Matthews, the rules of the Senate were so far suspended as to permit all business in order for this afternoon at 2:00 o'clock to be made in order at the present time, and that when the Senate adjourns today, it be to meet next Tuesday morning at 11:00 o'clock.

Third Reading of Bills

The following entitled bills were read a third time, and passed:

Senate Bill No. 6, An Act authorizing the appointment of county public trustees.

House Bill No. 102, An Act relative to use of binder chains on motor vehicles carrying pulp wood.

House Bill No. 243, An Act relative to requirement for use of so-called mud flaps on certain motor vehicles.

House Bill No. 240, An Act relative to grossly careless and grossly negligent operation of motor vehicles.

House Bill No. 385, An Act relative to the disposition of fines.

House Bill No. 446, An Act relative to members of the county convention who are not members of the legislature.

On motion of Senator Foote, the Senate adjourned.

TUESDAY, APRIL 26, 1955

The Senate met according to adjournment.

Leaves of Absence

Senator Merrill, District No. 23, was granted leave of absence for the day on account of illness.

Introduction of Guests

The President welcomed to the Senate the following guests: Mrs. Lena T. LaRoche, the wife of Senator LaRoche; Julie Ann LaRoche, the daughter of Senator LaRoche; and two friends of hers, Kathleen and Katherine Chapman, all the guests of Senator LaRoche of District No. 20. Mrs. Helen Van Den Berghe and Mrs. Beatrice Van Duyne, both of Manchester, and Leopold J. Mendzela, Treasurer, Fraternal Association of New Hampshire Clubs, and Emery Rock, Secretary of same Association, all the guests of Senator Caron, District No. 17. Mrs. Benjamin C. Adams, Mrs. Lillard, and Mrs. Barker, all the guests of Senator Adams, District No. 22. The ladies of Cheshire and Sullivan Counties who were visiting the Senate as a part of the activities for the "Legislative Day" for those two counties.

The President declared a short recess.

Recess

The President introduced to the members of the Senate, Mr. Jaipoul, the Public Relations Officer, Congress Party in Parliament, on foreign teacher exchange program to study parliamentary procedure in this country, who briefly addressed the members of the Senate.

The Senate re-assembled.

Introduction of Joint Resolution and Bill

On motion of Senator Cleveland, the rules of the Senate were suspended, to allow the introduction of the following captioned joint resolution which was read a first and second time, laid on the table to be printed, and referred:

To the Committee on Judiciary:

Senate Joint Resolution No. 4, Joint Resolution relative to continued duties of the Attorney General.

On motion of the same Senator, the printing and reference to Committee were dispensed with; and the rules were further suspended to place the above Senate joint resolution on its third reading and final passage at the present time.

The President declared a five minute recess.

Recess

The Senate re-assembled.

Senator Washburn introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred:

To the Committee on Judiciary:

Senate Bill No. 84, An Act authorizing towns to form unions for the purpose of employing a town manager.

Committee Reports

Senator Washburn, for the Committee on Labor, to whom was referred:

House Bill No. 237, An Act relative to the unemployment compensation law.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at 2:00 o'clock.

Senator O'Malley, for the Committee on Judiciary, to whom were referred:

Senate Bill No. 81, An Act relative to the charter of the Plymouth Guaranty Savings Bank.

House Bill No. 37, An Act relating to hawkers and peddlers.

House Bill No. 198, An Act relative to distribution of certain assets of dissolved business corporations.

House Bill No. 312, An Act relating to interstate compact on juveniles.

House Bill No. 430, An Act relative to orders of mayors and aldermen or selectmen for muzzling and restraining dogs.

Having considered the same, reported the same without amendments, and recommended their passage.

The reports were accepted, and the bills were ordered to a third reading this afternoon at 2:00 o'clock.

Senator O'Malley, for the Committee on Judiciary, to whom was referred:

House Bill No. 135, An Act relating to the taxation of house trailers.

Having considered the same with the following amendment, recommended that the bill as amended ought to pass.

Amend section 1 of House Bill No. 135 by adding after the word, section, in line 14 and before the semicolon the words, and, satisfactory evidence that such tax has been paid is produced, so that the same as amended shall read as follows:

1. *Taxation.* Amend chapter 73 of the Revised Laws (chapter 298, R S A) by inserting after section 22 the following new section: 22-a. *House Trailers.* Any house trailer used as a dwelling by a resident of this state shall be taxed as personal property in the town where it is and so used on April first, or in any town in which it is, or into which it is brought, and so used after April first and before December thirty-first of any year, if it has not been taxed hereunder in such town or elsewhere in the state for that year. Notwithstanding the provisions of section 16 of chapter 73, a municipal permit for registration shall not be required as a condition to the registration of any house trailer which in the current tax year has been taxed under this section and, satisfactory evidence that such tax has

been paid is produced; and if a permit fee shall have been paid in such year prior to the assessment of a tax hereunder, an amount equal to such fee shall be allowed as a credit against such tax, regardless of the town in which said fee was paid. For the purposes hereof, a person shall be deemed a resident of this state if he have a home here for a period of ninety days or more during the tax year, or for a lesser time if he has no home elsewhere. A house trailer shall be deemed to be used as a dwelling if it be the sole or principal abode in this state, of a resident. The term tax year shall mean the period April first through March thirty-first, inclusive.

Amend section 2 of House Bill No. 135 by striking out the whole thereof and inserting in place thereof the following:

2. *Takes Effect.* This act shall take effect as of June 1, 1955.

The report was accepted.

Question being on the adoption of the amendment offered by the Committee on Judiciary.

(Discussion ensued)

On motion of Senator Packard, the bill with the accompanying report was laid upon the table, and made a Special Order for Wednesday, April 27th, at 11:01 A. M.

Senator Caron, for the Committee on Banks and Insurance, to whom was referred:

House Bill No. 404, An Act relative to real estate investments of building and loan associations.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass.

Amend said bill by inserting after section 1 the following new section:

2. *Time Extended.* Amend section 10, chapter 314, Revised Laws, as amended by section 1, chapter 140, Laws of 1945, (section 15, chapter 393, RSA) by striking out the word "twenty" in line seventeen and inserting in place thereof the word, twenty-five, so that said section as amended shall read as follows: 10. *Loans.* Any such corporation may loan money so collected, together with interest, premiums, fines and profits arising from the business, to its shareholders and members on

first mortgages on real estate, or on buildings in the town of Hampton situated on land not belonging to the owner of the building. The loans shall not exceed the appraisal value of said property. Such corporation may accept other satisfactory collateral as additional security for the loan. A premium may be charged in excess of the established rate of interest. Said loans shall be share sinking fund or direct reduction loans. In share sinking fund loans serial shares of the corporation shall also be pledged sufficient in amount to repay the loan upon maturity. Direct reduction loans shall be payable in monthly installments sufficient to amortize the same paying off interest or premium and principal in any period of time not exceeding twenty-five years. Any such corporation holding a first mortgage on such property may take a subsequent mortgage or mortgages on the same property provided that there are no intervening liens. Any shareholder may borrow on the shares of such corporation up to the full value thereof at the time of the loan.

Further amend said bill by renumbering section 2 to read section 3.

Amend the title of said bill by inserting after the word "investments" the words, and loans, so that said title as amended shall read as follows: An Act relative to real estate investments and loans of building and loan associations.

The report was accepted, amendment adopted, and the bill as amended was ordered to a third reading this afternoon at 2:00 o'clock.

Senator Daniel, for the Committee on Public Works, to whom was referred:

House Bill No. 276, An Act to regulate the practice of professional engineering.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at 2:00 o'clock.

Bill Recalled from the Governor

On motion of Senator McMeekin, the following resolution was adopted:

Resolved, That His Excellency, the Governor, be requested

to return to the Senate for further consideration, House Bill No. 59, An Act providing for the classification of Baker River and its watershed.

Bill Returned from the Governor

Pursuant to the above request, His Excellency, the Governor, returned House Bill No. 59, An Act providing for the classification of Baker River and its watershed.

On motion of the same Senator, the rules were so far suspended as to allow a reconsideration of the vote on the above entitled bill.

On motion of the same Senator, the Senate voted to reconsider the vote whereby the bill passed.

On motion of the same Senator, the Senate voted to reconsider the vote whereby the bill was ordered to a third reading, and the bill was recommitted to the Committee on Resources, Recreation and Development.

Committee Reports (Continued)

Senator Caron, for the Committee on Finance, to whom was referred:

House Bill No. 342, An Act relative to the pay of the national guard.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass.

Amend section 1 of the bill by striking out in line 11 the remainder of the sentence after the word "army" so that said section as amended shall read as follows: 1. *National Guard*. Amend section 60 of chapter 143 of the Revised Laws, as amended by section 1 of chapter 185 of the Laws of 1947, (section 60, chapter 110, RSA) by striking out said section and inserting in place thereof the following: 60. *Per Diem*. For each day's service in complete uniform, when ordered out by the governor for duty, except for annual inspection, each commissioned officer, non-commissioned officer, warrant officer and enlisted man of the New Hampshire national guard shall be paid at the same rate of pay as that designated in the pay tables of the United States army for officers, warrant officers,

non-commissioned officers and enlisted men of corresponding rank and grade and length of service in the regular army.

The report was accepted, amendment adopted, and the bill as amended was ordered to a third reading this afternoon at 2:00 o'clock.

Senator Packard, for the Committee on Public Welfare and State Institutions, to whom was referred:

Senate Bill No. 47, An Act relative to the care and treatment of sexual psychopaths.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass.

Amend Section 1 of the bill by adding after the word "court" in line 14 a new sentence, any person so committed shall be segregated from the remaining prison population insofar as is feasible and practical, so that said section as amended shall read as follows: Section 1, Transfer of Custody. Amend Chapter 314 of the Laws of 1949 (Chapter 173, RSA) by inserting after section 11 thereof the following new section: 11-a. *Transfer of Custody.* Whenever, upon the advice of the superintendent, the commission of mental health determines that a sexual psychopath, who has been committed to them and been detained by them for two years or more, has received the maximum benefit from the psychiatric program, and yet whose condition does not warrant favorable consideration for parole or discharge, and when the commission determines that the facilities at the state hospital are being utilized by thirty or more sexual psychopaths, then the commission shall advise the committing court of these facts, together with a petition that the individual be transferred to the custody of the state prison, there to be confined until further order of the court. Any person so committed shall be segregated from the remaining prison population insofar as is feasible and practical. The commission shall retain responsibility for psychiatric supervision of the sexual psychopath so transferred, and shall provide for such psychiatric examinations as may be indicated, and shall continue to submit an annual report to the court by which he was committed, as provided in Section 7 of this act.

The report was accepted, amendment adopted, and the bill as amended was ordered to a third reading this afternoon at 2:00 o'clock.

Senator McMeekin, for the Committee on Engrossed Bills, to whom was referred:

House Bill No. 353, An Act relating to extended coverage in policies of liability insurance.

Having considered the same, reported the same under Joint Rule No. 6 with the following amendment, and recommended that the bill as amended ought to pass.

Amend section 1 of said bill by inserting after the figure "1951" the following: (section 14, chapter 415, RSA).

On motion of Senator McMeekin, the Senate voted to adopt the amendment offered by the Committee on Engrossed Bills to the above entitled bill. The bill as amended was then sent to the House of Representatives for concurrence in Senate amendment.

Senator McMeekin, for the Committee on Engrossed Bills, to whom was referred:

House Bill No. 102, An Act relative to use of binder chains on motor vehicles carrying pulp wood.

Having considered the same, reported the same under Joint Rule No. 6 with the following amendment, and recommended that the bill as amended ought to pass.

Amend the title of said bill by striking out the same and inserting in place thereof the following:

An Act relative to securing certain loads on motor trucks and trailers.

Amend section 1 of said bill by inserting after the heading for section 39-c the figure, I.

Further amend said bill by striking out the figures "2" and "3" where they appear at the beginning of sections 2 and 3 and inserting in place thereof the figures II and III respectively.

Further amend said bill by striking out the word and figures "paragraphs 1 and 2" and inserting in place thereof the word and figures, paragraphs I and II.

Further amend said bill by renumbering section 4 to read section 2.

On motion of Senator McMeekin, the Senate voted to adopt the amendment offered by the Committee on Engrossed Bills to

the above entitled bill. The bill as amended was then sent to the House of Representatives for concurrence in Senate amendment.

House Message

Th following message was received from the House of Representatives, by its Clerk :

Mr. President:

The House of Representatives has passed the following entitled bill, in the passage of which it asks the concurrence of the Honorable Senate :

House Bill No. 311, An Act relative to the construction of a dormitory for women at the University of New Hampshire, and to be liquidated from income.

House Bill No. 491, An Act relative to the Franklin Veterans' Home Association.

The message further stated that the House of Representatives has voted to concur with the Honorable Senate in the passage of the following entitled bill, sent down from the Honorable Senate :

Senate Bill No. 45, An Act relative to jeopardy assessment of personal property.

The message further stated that the House of Representatives has voted to non concur with the Honorable Senate in its amendments to the following entitled bill, and asks for a Committee of Conference :

House Bill No. 16, An Act to promote safety on the highways by regulating access from state highways to drive-in theatres.

The Speaker has appointed as members of such committee on the part of the House, Mrs. Funkhouser of Durham, the Messrs. Rogers of Laconia and Swain of Barrington.

On motion of Senator Foote, the Senate voted to accede to the request of the House of Representatives for a Committee of Conference on the above entitled bill.

Pursuant to the above, the President appointed as members of such committee on the part of the Senate: Senators Packard of District No. 16 and Foote of District No. 24.

Read and Referred

The following entitled bills, sent up from the House of

Representatives, were read a first and second time, and referred:

To the Committee on Education:

House Bill No. 311, An Act relative to the construction of a dormitory for women at the University of New Hampshire, and to be liquidated from income.

To the Committee on Military and Veterans' Affairs:

House Bill No. 491, An Act relative to the Franklin Veterans' Home Association.

Special Order

Senator Cleveland called for the Special Order. It being the adoption of the recommendation of the Committee on Judiciary, Ought to pass, on House Bill No. 244, An Act relative to minimum speed regulation of motor vehicles.

(Discussion ensued)

On a *viva voce* vote, the affirmative prevailed, recommendation of the committee was adopted, and the bill was ordered to a third reading this afternoon at 2:00 o'clock.

On motion of Senator Matthews, the rules of the Senate were so far suspended as to permit all business in order for this afternoon at 2:00 o'clock to be made in order at the present time.

Third Reading of Bills

The following entitled bills were read a third time, and passed:

Senate Bill No. 47, An Act relative to the care and treatment of sexual psychopaths.

Senate Bill No. 81, An Act relative to the charter of the Plymouth Guaranty Savings Bank.

House Bill No. 37, An Act relating to hawkers and peddlers.

House Bill No. 198, An Act relative to distribution of certain assets of dissolved business corporations.

House Bill No. 237, An Act relative to the unemployment compensation law.

House Bill No. 244, An Act relative to minimum speed regulation of motor vehicles.

House Bill No. 276, An Act to regulate the practice of professional engineering.

House Bill No. 312, An Act relating to interstate compact on juveniles.

House Bill No. 342, An Act relative to the pay of the national guard.

House Bill No. 404, An Act relative to real estate investments and loans of building and loan associations.

House Bill No. 430, An Act relative to orders of mayors and aldermen or selectmen for muzzling and restraining dogs.

On motion of Senator LaRoche, the Senate adjourned.

WEDNESDAY, APRIL 27, 1955

The Senate met according to adjournment.

Leave of Absence

Senator Merrill, District No. 23, was granted leave of absence for the day on account of illness.

Introduction of Guests

The President welcomed to the Senate, Mrs. Priscilla McLane, Mrs. Herbert Dodge and Miss Beverly McLane, who were the guests of Senator Caron, District No. 17. Also, members of the Derry Baby-Sitters' Union, Wanda Kisielewski, Deborah Watson, Judith Adams (the daughter of Senator Adams) and Duanne Root, all the guests of Senator Adams, District No. 22. Also, Douglas Metcalf of Tilton and Almena LaClaire of Franklin, who were the guests of Senator Washburn, District No. 4.

Communication

April 27, 1955

HONORABLE RAYMOND K. PERKINS
President of the Senate
Concord, New Hampshire
Dear Mr. President:

I have today submitted to the Speaker of the House my capital budget proposal for the next biennium. With the thought that the supplementary information transmitted to the House of Representatives will also be of interest to the

Honorable Senate, I enclose herewith a copy of my letter of transmittal.

Sincerely yours,

LANE DWINELL.

LD:V

Enc:

Committee Reports

Senator Keller, for the Committee on Public Health, to whom was referred:

House Bill No. 364, An Act relating to cropping dogs' ears.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at 2:00 o'clock.

Senator O'Malley, for the Committee on Judiciary, to whom was referred:

Senate Bill No. 77, An Act providing that charitable corporations may establish common trust funds.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at 2:00 o'clock.

Senator Keller, for the Committee on Public Health, to whom was referred:

House Bill No. 254, An Act relative to a report of birth.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass.

Amend said bill by inserting after section 1 the following new section:

2. *Illegitimate Children.* Amend section 4-a of chapter 337 of the Revised Laws as inserted by section 1 of chapter 194 of the Laws of 1949 by striking out said section and inserting in place thereof the following: 4-a. *Prohibition.* In the case of an illegitimate child or a child born out of wedlock, no certificate of birth for such child shall contain any specific statement or reference to illegitimacy of the child, or that the child was born in or out of wedlock, or to the marital status of the parents. The name of the putative father

of an illegitimate child or of a child born out of wedlock shall not be entered in or upon the birth certificate of such child without the written consent of both the mother and the putative father, or unless the paternity of the child has been adjudicated. The written consent shall be deposited with the clerk of the town in which the birth occurs and shall be filed and cross referenced with the original certificate. When, from information appearing upon a birth certificate, it is discernible that the record is that of an illegitimate child or a child born out of wedlock, the clerk receiving the original record shall not transmit a copy of such a record to the city or town within which the parents reside nor shall he publish a report of such birth in any town or county report.

Further amend the bill by re-numbering section 2 to read section 3.

The report was accepted, amendment adopted, and the bill as amended was ordered to a third reading this afternoon at 2:00 o'clock.

Senator Keller, for the Committee on Public Health, to whom was referred:

House Bill No. 251, An Act relative to protection of illegitimate children.

Having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate. Subject matter covered by other legislation.

The report was accepted, recommendation of committee adopted.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 52, An Act to ratify the New England higher education compact.

House Bill No. 76, An Act relative to extension of or additions to the Portsmouth-Seabrook Toll road (known as the

New Hampshire Turnpike), the Spaulding Turnpike and the Frederic E. Everett Highway.

House Bill No. 250, An Act relative to the forestry and recreation insurance coverage.

House Bill No. 299, An Act relative to the definition of the term "employment" under the federal old-age and survivors' insurance act.

House Bill No. 300, An Act relative to membership of county employees in the employees' retirement system.

House Bill No. 358, An Act relative to fees for business, voluntary and foreign corporations.

House Bill No. 405, An Act extending certain aeronautical appropriations.

House Bill No. 429, An Act relative to loans of credit unions.

House Bill No. 431, An Act relating to tax exemption for institutions, societies and corporations not organized, incorporated, conducted, or operated principally for the benefit of the New Hampshire residents.

House Bill No. 458, An Act relating to regulate sessions of the Hillsborough county probate court.

House Bill No. 492, An Act to authorize the school district of Litchfield to exceed its bonded indebtedness.

House Joint Resolution No. 38, Joint Resolution for appropriation for carrying out provisions of statute relative to reciprocal agreements for educational facilities for New Hampshire residents.

House Joint Resolution No. 44, Joint Resolution in favor of the Danbury Hospital, Danbury, Connecticut.

The message further stated that the House of Representatives has voted to concur with the Honorable Senate in the passage of the following entitled bills and joint resolution, sent down from the Honorable Senate:

Senate Joint Resolution No. 4, Joint Resolution relative to continued duties of the Attorney General.

Senate Bill No. 49, An Act relative to the taxation of personal property on land of another.

Senate Bill No. 56, An Act relative to compensation of the New Hampshire members of the Maine-New Hampshire Interstate Bridge Authority.

Senate Bill No. 71, An Act relating to false reports of crime.

The message further stated that the House of Representatives has voted to concur with the Honorable Senate in its amendments to the following entitled bill:

House Bill No. 385, An Act relative to the disposition of fines.

Senator Ferguson offered the following resolution and moved its adoption:

Resolved, That His Excellency, the Governor, be requested to return to the Senate for further consideration, House Bill No. 430, An Act relative to orders of mayors and aldermen or selectmen for muzzling and restraining dogs.

The President declared a five minute recess.

Recess

The Senate re-assembled.

Senator Ferguson withdrew his motion.

Read and Referred

The following bills and joint resolutions, sent up from the House of Representatives, were read a first and second time, and referred:

To the Committee on Education:

House Bill No. 52, An Act to ratify the New England higher education compact.

To the Committee on Public Works:

House Bill No. 76, An Act relative to extension of or additions to the Portsmouth-Seabrook Toll road (known as the New Hampshire Turnpike), the Spaulding Turnpike and the Frederic E. Everett Highway.

To the Committee on Resources, Recreation and Development:

House Bill No. 250, An Act relative to the forestry and recreation insurance coverage.

To the Committee on Judiciary:

House Bill No. 299, An Act relative to the definition of the term "employment" under the federal old-age and survivors' insurance act.

House Bill No. 300, An Act relative to membership of county employees in the employees' retirement system.

House Bill No. 458, An Act relating to regular sessions of the Hillsborough county probate court.

House Bill No. 492, An Act to authorize the school district of Litchfield to exceed its bonded indebtedness.

To the Committee on Ways and Means:

House Bill No. 358, An Act relative to fees for business, voluntary and foreign corporations.

House Bill No. 431, An Act relating to tax exemption for institutions, societies and corporations not organized, incorporated, conducted, or operated principally for the benefit of New Hampshire residents.

To the Committee on Finance:

House Bill No. 405, An Act extending certain aeronautical appropriations.

House Joint Resolution No. 38, Joint Resolution for appropriation for carrying out provisions of statute relative to reciprocal agreements for educational facilities for New Hampshire residents.

House Joint Resolution No. 44, Joint Resolution in favor of the Danbury Hospital, Danbury, Connecticut.

To the Committee on Banks and Insurance:

House Bill No. 429, An Act relative to loans of credit unions.

Special Order

Senator Packard called for the Special Order at 11:01.

Question being on the adoption of the amendment offered by the Committee on Judiciary to:

House Bill No. 135, An Act relating to the taxation of house trailers.

On a *viva voce* vote, the affirmative prevailed, and the bill as amended was ordered to a third reading this afternoon at 2:00 o'clock.

Engrossed Bills

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled Senate and House bills, and Senate joint resolution:

Senate Bill No. 45, An Act relative to jeopardy assessment on personal property.

House Bill No. 240, An Act relative to grossly careless and grossly negligent operation of motor vehicles.

House Bill No. 243, An Act relative to requirement for use of so-called mud flaps on certain motor vehicles.

House Bill No. 446, An Act relative to members of the county convention who are not members of the legislature.

Senate Joint Resolution No. 4, Joint Resolution relative to continued duties of the attorney general.

IRENE W. LANDERS,
For the Committee.

Introduction of Guests

The President requested the Sergeant-at-Arms to escort to the rostrum, Messrs. Oren W. Bates, Leon A. Wheeler, and Leon V. Bushee, Representatives from the General Court of Vermont, whom he introduced to the Senate. Mr. Wheeler responded for the group and briefly addressed the Senate.

On motion of Senator Matthews, the rules of the Senate were so far suspended as to permit all business in order for this afternoon at 2:00 o'clock to be made in order at the present time.

Third Reading of Bills

The following entitled bills were read a third time, and passed:

Senate Bill No. 77, An Act providing that charitable corporations may establish common trust funds.

House Bill No. 135, An Act relating to the taxation of house trailers.

House Bill No. 254, An Act relative to a report of birth.

House Bill No. 364, An Act relating to cropping dogs' ears.

Resolution

Senator Caron offered the following resolution and moved its adoption:

Whereas, we have learned with sorrow of the death of Mrs. Bridget E. Geisel, wife of former Senator Joseph Geisel of District No. 16,

Therefore, be it Resolved, that we extend our heartfelt sympathy to our fellow Legislator and his family in their bereavement, and be it further

Resolved, that the Clerk transmit a copy of these resolutions to former Senator Geisel.

On a rising vote, the above resolutions were unanimously adopted.

On motion of Senator Adams, the Senate adjourned.

THURSDAY, APRIL 28, 1955

The Senate met according to adjournment.

Leave of Absence

Senator Merrill was granted leave of absence for the day on account of illness.

Introduction of Guests

The President welcomed the following guests to the Senate:

Mr. Edward Oleson, the State President of the Junior Chamber of Commerce and teacher at the Berlin High School, who was the guest of Senator Lamontagne, District No. 1. Sherman Adams Packard and Verdy Arla Packard, the son and daughter of Senator Packard, District No. 16. Mr. and Mrs. Earl Pollard of Hampstead, who were the guests of Senator Colburn, District No. 12. Donald Buck of Manchester, a senior at the University of New Hampshire, the grandson of Sergeant-at-Arms Nathan A. Tirrell, who was the guest of Senator Ferguson, District No. 14. Walter R. Peterson, Jr., of Peterborough, who was the guest of Senator Adams, District No. 22. Also, the following list of young ladies, being the Economics Class at Colby Junior College at New London, N. H., with their instructor, Mrs. John R. Powell, the wife of Senator Powell, District No. 9. The group were the guests of Senator Cleveland, District No. 7 and Senator Powell, District No. 9: Mrs. Virginia Sullivan, Buffalo, New York; Miss Judith Engel, Essex Falls, New Jersey; Miss Janice Sayloe, Montclair, N. J.; Miss Nancy Bucher, Hershey, Pa.; Miss Mary Roberts, Ho-Ho-Kus, New Jersey; Miss Barbara Osborne, Minneapolis, Minn.; Miss Barbara Lowe, Grosse Pointe, Michigan; Miss Toby Shore, Chelsea, Mass.; Miss Polly Parsons, Wellesley Hills, Mass.; Miss Marcia Symmes, Winchester, Mass.; Miss Nancy Roessler,

Woburn, Mass.; Miss Constance Duford, Hooksett, N. H.; Miss Stephanie Anne Brown, Wakefield, New Hampshire.

Introduction of Senate Bills

Senator Powell introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred:

To the Committee on Military and Veterans' Affairs:

Senate Bill No. 85, An Act relative to temporary use of special military registration and plates.

Senator Foote introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred:

To the Committee on Finance:

Senate Bill No. 86, An Act relative to expenses of members of commission on interstate cooperation.

On motion of Senator Foote, the Senate voted to dispense with the printing of the above entitled bill.

Committee Reports

Senator O'Malley, for the Committee on Judiciary, to whom was referred:

House Bill No. 214, An Act relative to requirement of financial responsibility after judgment of court.

Having considered the same, reported the same with the recommendation that the bill be referred to the Committee on Transportation for their consideration.

The report was accepted, and the recommendation of the committee was adopted, and the bill was referred to the Committee on Transportation.

Senator Caron, for the Committee on Military and Veterans' Affairs, to whom was referred:

House Bill No. 334, An Act relative to the observance of the memory of General Lafayette.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at 2:00 o'clock.

Senator O'Malley, for the Committee on Ways and Means, to whom were referred:

House Bill No. 201, An Act relative to the fees of medical referees.

House Bill No. 332, An Act relative to the payment of poll and head taxes.

Having considered the same, reported the same without amendments, and recommended their passage.

The reports were accepted, and the bills were ordered to a third reading this afternoon at 2:00 o'clock.

Senator O'Malley, for the Committee on Ways and Means, to whom was referred:

House Bill No. 475, An Act relative to salaries of various Belknap county officials.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass.

Amend the title of said bill by striking out the same and inserting in place thereof the following:

An Act relative to salaries of various county officials of Belknap, Strafford, Cheshire, Grafton and Coos counties.

Amend section 1 of said bill by striking out the same and inserting in place thereof the following:

1. *County Sheriffs.* Amend section 27, chapter 380 of the Revised Laws, as amended by chapter 195, Laws of 1943, chapter 189, Laws of 1945, section 2, chapter 2, Laws of 1947, section 3, chapter 202, Laws of 1947, section 1, chapter 256, Laws of 1947, chapter 291, Laws of 1947, chapter 235, Laws of 1953, (section 29, chapter 104 RSA) by striking out said section and inserting in place thereof the following: 27. *Salaries.* The annual salaries of the sheriffs of the several counties shall be as follows:

In Rockingham, fifteen hundred dollars.

In Strafford, one thousand dollars.

In Belknap, fifteen hundred dollars.

In Carroll, twelve hundred dollars.

In Merrimack, two thousand dollars.

In Hillsborough, two thousand four hundred dollars.

In Cheshire, fifteen hundred dollars.

In Sullivan, eight hundred dollars.

In Grafton, eighteen hundred dollars.

In Coos, eighteen hundred dollars.

The salary of the sheriff of Grafton county shall be paid monthly.

Amend section 2 of said bill by striking out the same and inserting in place thereof the following:

2. *County Solicitors.* Amend section 20 of chapter 24 of the Revised Laws as amended by chapters 40 and 136, Laws of 1943, by chapters 2, 27, 202, 213, 242, 263, 268 and 270 of the Laws of 1947, chapter 183, Laws of 1949, and by chapters 108, 122 and 179 of the Laws of 1953 (section 35, chapter 7, RSA) by striking out said section and inserting in place thereof the following: 20. *Salaries.* The annual salaries of the solicitors in the several counties shall be as follows:

In Rockingham, twenty-two hundred dollars.

In Strafford, two thousand dollars.

In Belknap, eighteen hundred dollars.

In Carroll, twelve hundred dollars.

In Merrimack, two thousand dollars.

In Hillsborough, thirty-three hundred dollars.

In Cheshire, two thousand dollars.

In Sullivan, fifteen hundred dollars.

In Grafton, twenty-four hundred dollars.

In Coos, twenty-four hundred dollars.

Amend section 3 of said bill by striking out the same and inserting in place thereof the following:

3. *County Treasurer.* Amend section 13, chapter 48, Revised Laws, as amended by chapter 66, Laws of 1945, chapter 257, Laws of 1947, chapter 179, Laws of 1953 (section 14, chapter 29, RSA) by striking out said section and inserting in place thereof the following: 13. *Salaries.* The annual salaries of the treasurers of the several counties to be in full for their services and allowances of every kind, except as hereinafter provided, shall be as follows:

In Rockingham, eight hundred dollars.

In Strafford, five hundred dollars.

In Belknap, five hundred dollars.

In Carroll, five hundred dollars.

In Merrimack, six hundred dollars.

In Hillsborough, twelve hundred dollars.

In Cheshire, four hundred dollars.

In Sullivan, four hundred dollars.

In Grafton, five hundred dollars.

In Coos, four hundred dollars.

To the foregoing sums shall be added a reasonable sum for all necessary expenses upon order of the county commissioners.

Amend section 4 of said bill by striking out the same and inserting in place thereof the following:

4. *County Commissioners.* Amend section 27 of chapter 47 of the Revised Laws, as amended by chapters 119, 150, 195 and 202 of the Laws of 1943, by chapters 66 and 163 of the Laws of 1945, by chapters 202 and 284 of the Laws of 1947, by chapters 73 and 162 of the Laws of 1949 and by chapters 149 and 233 of the Laws of 1951, chapters 90 and 123, Laws of 1953 (section 28, chapter 28, RSA) by striking out said section and inserting in place thereof the following: 27. *Commissioners.* The annual salary of each commissioner of the following counties shall be as follows, payable monthly by the county:

In Rockingham, eighteen hundred dollars.

In Strafford, fifteen hundred dollars.

In Belknap, fifteen hundred dollars.

In Merrimack, fifteen hundred dollars.

In Hillsborough, thirty-five hundred dollars.

In Cheshire, fifteen hundred dollars.

In Sullivan, twelve hundred dollars.

In Grafton, eighteen hundred dollars.

In Coos, fifteen hundred dollars.

In Carroll county each commissioner, when employed in the business of the county, shall receive ten dollars a day, payable as hereinbefore provided.

To the foregoing sums shall be added, in all counties, a reasonable sum for all necessary expenses, upon order of the county auditors.

The report was accepted, amendment adopted, and the bill as amended was ordered to a third reading this afternoon at 2:00 o'clock.

Senator O'Malley, for the Committee on Ways and Means, to whom was referred:

House Bill No. 17, An Act relative to the salaries for Grafton county commissioners.

House Bill No. 247, An Act relative to the salary of the sheriff of Grafton county.

House Bill No. 298, An Act relative to the salaries of the Strafford county commissioners.

House Bill No. 306, An Act relative to the salary of the Strafford county solicitor.

House Bill No. 315, An Act relative to the salaries of Coos and Cheshire county solicitors.

Having considered the same, reported the same with the following resolution:

Resolved, That they are inexpedient to legislate. Subject matter covered by other legislation.

The reports were accepted, and the recommendations of the committee, inexpedient to legislate, were adopted.

Committee of Conference

The Committee of Conference, to whom was referred Senate Bill No. 17, An Act relative to the salary of the justice of the municipal court of Portsmouth, having considered the same, recommend that the Senate recede from its position of non-concurrence, that the House recede from its position in adopting its amendment and concur with the Senate in the passage of the bill.

HARRY H. FOOTE,
IRENE W. LANDERS,

Conferees on the part of the Senate.

MARY C. DONDERO,
HENRY S. MURCH, JR.,
JEREMIAH QUIRK,

Conferees on the part of the House.

On a *viva voce* vote, the affirmative prevailed, and the report of the Committee of Conference was adopted.

Engrossed Bills

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled Senate and House bills:

Senate Bill No. 8, An Act relative to inheritance taxation.

Senate Bill No. 49, An Act relative to the taxation of personal property on land of another.

Senate Bill No. 56, An Act relative to compensation of the New Hampshire members of the Maine-New Hampshire Interstate Bridge Authority.

Senate Bill No. 71, An Act relating to false reports of crime.

House Bill No. 430, An Act relative to orders of mayors and aldermen or selectmen for muzzling and restraining dogs.

NORMAN A. McMEEKIN,
For the Committee.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 215, An Act relative to the posting of land adjacent to woodlands.

House Bill No. 331, An Act relative to protection of public water supply.

House Bill No. 403, An Act relating to the preservation of private business records and to make uniform the law with reference thereto.

House Bill No. 439, An Act relative to Alexander Cemetery Association.

House Bill No. 452, An Act relative to bread enrichment and oleomargarine.

House Bill No. 479, An Act requiring certificates to be filed by selectmen with tax commission to be used in determining average rate of taxation.

House Bill No. 519, An Act relative to the practice of dentistry.

The message further stated that the House of Representatives has voted to concur with the Honorable Senate in its amendments to the following entitled bills:

House Bill No. 342, An Act relative to the pay of the national guard.

House Bill No. 404, An Act relative to real estate investments and loans of building and loan associations.

The message further stated that the House of Representatives has voted to concur with the Honorable Senate in its adoption of the amendments offered by the Committee on Engrossed Bills to the following entitled bills:

House Bill No. 102, An Act relative to securing certain loans on motor trucks and trailers.

House Bill No. 353, An Act relating to extended coverage in policies of liability insurance.

The message further stated that the House of Representatives refuses to concur with the Honorable Senate in the passage of the following entitled bill:

Senate Bill No. 44, An Act relative to trespassing stock.

Read and Referred

The following entitled bills, sent up from the House of Representatives, were read a first and second time, and referred:

To the Committee on Fisheries and Game:

House Bill No. 215, An Act relative to the posting of land adjacent to woodlands.

On motion of Senator Washburn, the order whereby the above entitled bill was referred to the Committee on Fisheries and Game was vacated. The bill was then referred to a Joint Committee consisting of the Committee on Fisheries and Game and the Committee on Judiciary.

To the Committee on Public Health:

House Bill No. 331, An Act relative to protection of public water supply.

House Bill No. 452, An Act relative to bread enrichment and oleomargarine.

House Bill No. 519, An Act relative to the practice of dentistry.

To the Committee on Judiciary:

House Bill No. 403, An Act relating to the preservation of private business records and to make uniform the law with reference thereto.

House Bill No. 439, An Act relative to Alexander Cemetery Association.

House Bill No. 479, An Act requiring certificates to be filed by selectmen with tax commission to be used in determining average rate of taxation.

On motion of Senator Matthews, the rules of the Senate were so far suspended as to permit all business in order for this afternoon at 2:00 o'clock to be made in order at the present time, and that when the Senate adjourns today, it be to meet next Tuesday morning at 11:00 o'clock.

Third Reading of Bills

The following entitled bills were read a third time, and passed:

House Bill No. 201, An Act relative to the fees of medical referees.

House Bill No. 332, An Act relative to the payment of poll and head taxes.

House Bill No. 334, An Act relative to the observance of the memory of General Lafayette.

House Bill No. 475, An Act relative to salaries of various county officials of Belknap, Strafford, Cheshire, Grafton and Coos Counties.

Senator Packard requested that the proposed amendment offered by Senator Ferguson to House Bill No. 167, An Act relative to expenditures of state funds on Class IV compact section highways, which is advertised for public hearing by the Committee on Public Works for next Tuesday, May 3rd, at 2:00 P. M., be printed in today's Calendar for the information of the members of the Senate. The request was granted by the President.

On motion of Senator Ferguson, the Senate adjourned.

TUESDAY, MAY 3, 1955

The Senate met according to adjournment.

Senator English in the Chair.

Leave of Absence

Senator LaRoche was granted leave of absence for the day on account of important business.

Introduction of Guests

The President welcomed to the Senate, Mr. and Mrs.

Thomas F. Fairhurst of Swanzy, and Mrs. Alice Schnyer, the guests of Senator English, District No. 11.

Introduction of Senate Bills

Senator Landers introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred:

To the Committee on Judiciary:

Senate Bill No. 87, An Act relative to eligibility for re-appointment to certain boards, commissions and similar bodies.

Senator Ainsworth introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred:

To the Committee on Judiciary:

Senate Bill No. 88, An Act relative to the formation of railroad corporations.

Committee Reports

Senator Daniel, for the Committee on Public Works, to whom was referred:

Senate Bill No. 76, An Act relative to assessment of damages and basis of liability for changes of grade in construction or maintenance of highways in towns.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass.

Amend said bill by striking out all after the enacting clause and inserting in place thereof the following:

1. *Town Highways.* Amend section 22, part 16, chapter 90, Revised Laws as inserted by chapter 188, Laws of 1945 (section 23, chapter 245 R S A) by striking out said section and inserting in place thereof the following: 22. *Payment and Basis of Liability Defined.* Damages assessed for change of grade under the provisions of this part shall be paid by the town in which the change of grade is made; provided, however, that no highway shall be deemed to have been repaired by the authority of the town unless the town participated directly in the repair of the said highway other than financially, or unless the town in some manner exercised control over the manner in which the highway construction or maintenance was performed,

or unless town employees, as defined in section 2, part 15, chapter 90, Revised Laws, as inserted by chapter 188, Laws of 1945, were employed in the said construction or maintenance work involved in the repair of construction of said highway.

2. *Takes Effect.* This act shall take effect upon its passage.

The report was accepted, amendment adopted, and the bill as amended was ordered to a third reading this afternoon at 2:00 o'clock.

Senator McMeekin, for the Committee on Engrossed Bills, to whom was referred:

House Bill No. 37, An Act relating to hawkers and peddlers.

Having considered the same, reported the same under Joint Rule No. 6, with the following amendment, and recommended that the bill as amended ought to pass.

Amend section 1 of said bill by striking out the first two lines and inserting in place thereof the following:

1. *Local Licenses of Hawkers and Peddlers.* Amend section 4 of chapter 188 of the Revised Laws (section 4, chapter 320 R S A) by striking out said section and inserting in place

On motion of Senator McMeekin, the Senate voted to adopt the amendment offered by the Committee on Engrossed Bills to the above entitled bill. The bill was sent to the House of Representatives for concurrence in Senate amendment.

Senator McMeekin, for the Committee on Engrossed Bills, to whom was referred:

House Bill No. 237, An Act relative to the unemployment compensation law.

Having considered the same, reported the same under Joint Rule No. 6 with the following amendment, and recommended that the bill as amended ought to pass.

Amend said bill as follows:

Section 1—Insert after the second line the following: (paragraph (1) subsection G, section 1, chapter 282 R S A)

Section 2—Insert after the fourth line the following: (paragraph (4) subsection H, section 1, chapter 282 R S A)

Section 3—Insert after the fourth line the following: (subsection I, section 1, chapter 282 R S A)

Section 4—Insert after the figure “1951” the following:
(subsection K, section 1, chapter 282 R S A)

Section 5—Insert after the figure “1947” the following:
(paragraph (3) subsection M, section 1, chapter 282 R S A)

Section 6—Insert after the third line the following: (paragraph (1) subsection O, section 1, chapter 282 R S A)

Section 7—Insert after the figure “1953” the following:
(new subsection G to section 2, chapter 282 R S A)

Section 8—Insert after the figure “1951” the following:
(section 3, chapter 282 R S A)

Section 9—Insert after the figure “1953” the following:
(section 4, chapter 282 R S A)

Section 10—Insert after the figure “1951” the following:
(subsection B of section 5, chapter 282 R S A)

Section 11—Insert after the figure “1949” the following:
(subsection G of section 5, chapter 282 R S A)

Section 12—Insert after the figure “1953” the following:
(subsection C, section 6, chapter 282 R S A)

Section 13—Insert after the figure “1953” the following:
(subsection D, section 6, chapter 282 R S A)

Section 14—Insert after the figure “1951” the following:
(subsection E, section 6, chapter 282 R S A)

Section 15—Insert after the figure “1949” the following:
(subsection M, of section 9 of chapter 282 R S A)

Section 16—Insert after the figure “1949” the following:
(subsection C, section 10, chapter 282 R S A)

Section 17—Insert after the figure “1953” the following:
(section 12, chapter 282 R S A)

Section 18—Insert after the figure “1953” the following:
(subsection H of section 11, chapter 282 R S A)

Section 19—Insert after the figure “1953” the following:
(section 11, chapter 282 R S A)

Section 20—Insert after the figure “1953” the following:
(section 14, chapter 282 R S A)

Section 21—Insert after the figure “218” the following:
(section 9, chapter 282 R S A)

On motion of Senator McMeekin, the Senate voted to adopt the amendment offered by the Committee on Engrossed Bills

to the above entitled bill. The bill was sent to the House of Representatives for concurrence in Senate amendment.

Engrossed Bills

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled Senate and House bills:

Senate Bill No. 65, An Act relative to retirement system for firemen.

House Bill No. 102, An Act relative to securing certain loads on motor trucks and trailers.

House Bill No. 201, An Act relative to the fees of medical referees.

House Bill No. 276, An Act to regulate the practice of professional engineering.

House Bill No. 332, An Act relative to the payment of poll and head taxes.

House Bill No. 334, An Act relative to the observance of the memory of General Lafayette.

House Bill No. 342, An Act relative to the pay of the national guard.

House Bill No. 353, An Act relating to extended coverage in policies of liability insurance.

House Bill No. 364, An Act relating to cropping dogs' ears.

House Bill No. 198, An Act relative to distribution of certain assets of dissolved business corporations.

House Bill No. 244, An Act relative to minimum speed regulation for motor vehicles.

House Bill No. 385, An Act relative to the disposition of fines.

House Bill No. 312, An Act relating to an interstate compact on juveniles.

NORMAN A. McMEEKIN,
For the Committee.

On motion of Senator Matthews, the order whereby House Bill No. 519, An Act relative to the practice of dentistry, was referred to the Committee on Public Health, was vacated.

On motion of Senator Matthews, the rules of the Senate were suspended, reference to committee dispensed with, and the bill was placed upon third reading and final passage at the present time.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 58, An Act providing for the classification of certain surface waters in Cheshire county.

House Bill No. 473, An Act relative to erection of so-called historical signs.

The message further stated that the House of Representatives has voted to concur with the Honorable Senate in the passage of the following entitled bill sent down from the Honorable Senate:

Senate Bill No. 65, An Act relative to retirement system for firemen.

Read and Referred

The following entitled bills, sent up from the House of Representatives, were read a first and second time, and referred:

To the Committee on Resources, Recreation and Development:

House Bill No. 58, An Act providing for the classification of certain surface waters in Cheshire county.

To the Committee on Public Works:

House Bill No. 473, An Act relative to erection of so-called historical signs.

On motion of Senator Matthews, the rules of the Senate were so far suspended as to permit all business in order for this afternoon at 2:00 o'clock to be made in order at the present time.

Third Reading of Bills

The following entitled bills were read a third time, and passed:

Senate Bill No. 76, An Act relative to assessment of damages and basis of liability for change of grade in construction or maintenance of highways in towns.

Senator Colburn requested that a proposed amendment to :
House Bill No. 295, An Act relative to re-examination of
holders of licenses to operate motor vehicles be printed in the
Calendar of the Journal.

The President granted the above request.

On motion of Senator Daniel, the Senate adjourned.

WEDNESDAY, MAY 4, 1955

The Senate met according to adjournment.

Introduction of Guests

The President welcomed to the Senate, 32 students of the eighth grade at the Webster School in Manchester, with their teachers, Miss Smith and Miss F. Seawood, who were the guests of Senator Packard, District No. 16, Senator Caron, District No. 17, Senator O'Malley, District No. 18, and Senator Daniel, District No. 19. Also 37 students from the Canaan High School, including students from Orange, supervised by Mrs. Annette Burns, who were the guests of Senator Matthews, District No. 5. Also, Kenyon B. Ely of Boston, who was the guest of Senator Landers, District No. 10. Also, Mrs. Letha E. Furlong of Somersworth, the State President of the Republican Federated Women's Clubs of New Hampshire.

Committee Reports

Senator O'Malley, for the Committee on Judiciary, to whom were referred:

Senate Bill No. 82, An Act to amend the charter of the Cheshire County Savings Bank.

House Bill No. 482, An Act legalizing the annual meeting in the town of Canterbury.

House Bill No. 487, An Act legalizing the annual meeting in the town of Acworth.

House Bill No. 492, An Act to authorize the school district of Litchfield to exceed its bonded indebtedness.

The reports were accepted, and the bills were ordered to a third reading this afternoon at 2:00 o'clock.

Senator Caron, for the Committee on Banks and Insurance, to whom were referred:

House Bill No. 418, An Act relative to share or share account limits of building and loan associations.

House Bill No. 423, An Act relative to unsecured loans of building and loan associations.

House Bill No. 428, An Act relative to the powers of the credit committee of credit unions.

The reports were accepted, and the bills were ordered to a third reading this afternoon at 2:00 o'clock.

Senator Caron, for the Committee on Banks and Insurance, to whom was referred:

Senate Bill No. 38, An Act relative to resident brokers' insurance licenses.

Having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted, and the resolution of the Committee, inexpedient to legislate, was adopted.

Senator Caron, for the Committee on Bank and Insurance, to whom was referred:

Senate Bill No. 39, An Act relative to insurance agents.

Having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted, and the resolution of the committee, inexpedient to legislate, was adopted.

Senator Caron, for the Committee on Finance, to whom was referred:

Senate Bill No. 59, An Act relating to indebtedness of the city of Manchester.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass.

Amend the bill by striking out all after the enacting clause and inserting in place thereof the following: 1. *Debt Limit*. Despite the provisions of section 4 of chapter 72 of the Revised Laws, Municipal Finance Act, the City of Manchester is hereby authorized to incur indebtedness for all municipal purposes, in-

cluding school purposes, to an amount not to exceed eight per cent of its last assessed valuation of its taxable property; provided, however, that said City may incur indebtedness for school purposes including the construction of new school buildings, the acquisition of land, grading, and the purchase of furniture, furnishings and equipment therefor and for the alteration, addition, and improvement of existing facilities to an amount not exceeding three percent of its last assessed valuation. The foregoing debt limitations shall be exclusive of unmatured tax anticipation notes issued according to law, debts incurred for supplying the inhabitants with water or for the construction or maintenance of water works, debts incurred to finance new sewerage systems or sewage disposal works when the cost thereof is to be financed by sewer rent or sewer assessments, debts incurred pursuant to section 10 of chapter 51 of the Revised Laws, debts incurred outside the statutory debt limit of the municipality under any general law or special act heretofore or hereafter enacted (unless otherwise provided in such legislation), sinking funds and cash applicable solely to the payment of the principal of debts incurred within the debt limit and indebtedness payable from parking meter revenue.

2. *Method of Borrowing.* Except as modified in section 1, all of the provisions of chapter 72 of the Revised Laws, Municipal Finance Act, shall apply to any indebtedness incurred by the City of Manchester.

3. *Takes Effect.* This act shall take effect upon its passage.

The report was accepted, amendment adopted, and the bill as amended was ordered to a third reading this afternoon at 2:00 o'clock.

Senator Caron, for the Committee on Finance, to whom was referred:

House Joint Resolution No. 13, Joint Resolution in favor of Francis H. Buffum.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass.

Amend said resolution by inserting after the word "Miniature" the words, provided that said Francis H. Buffum shall transfer to the state all his copyrights, plates and other mate-

rial in connection with said pamphlet, so that said resolution as amended shall read as follows:

That the sum of one thousand dollars be and hereby is appropriated to reimburse Francis H. Buffum for his actual expenses in the compiling and printing of two thousand copies of "New Hampshire in Miniature," provided that said Francis H. Buffum shall transfer to the state all his copyrights, plates and other material in connection with said pamphlet. Said sum appropriated shall be a charge upon the general funds.

The report was accepted, amendment adopted, and the joint resolution as amended was ordered to a third reading this afternoon at 2:00 o'clock.

Senator Adams, for the Committee on Education, to whom was referred:

House Bill No. 311, An Act relative to the construction of a dormitory for women at the University of New Hampshire, and to be liquidated from income.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted, and the bill was referred to the Committee on Finance, under the rules.

Senator LaRoche, for the Committee on Fisheries and Game, to whom was referred:

House Bill No. 83, An Act relative to bow and arrow licenses for minors.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass:

Amend section 1 of said bill by inserting after the word "elsewhere" in the tenth and the twenty-third lines the words, provided that if said nonresident not holding a New Hampshire hunting license shall be a person under sixteen years of age he shall not be entitled to hunt under said special license except when accompanied by a properly licensed person who is twenty-one years of age or over, so that said section as amended shall read as follows:

1. *Bow and Arrow.* Amend section 16-a of chapter 242 of the Revised Laws, as inserted by chapter 258, Laws of 1949, and as amended by section 1, chapter 145, Laws of 1951 (section 5, chapter 208, RSA), by striking out after the word

"license" in the seventh line the words "which shall entitle him to hunt deer with bow and arrow for a period of ten days immediately prior to the open season for taking deer" and inserting in place thereof the following: Said special license shall entitle the holder to hunt deer with bow and arrow for a period of twenty-one days immediately prior to the open season for taking deer in Bear Brook Reservation and for a period of ten days immediately prior to the open season for taking deer elsewhere, provided that if said nonresident not holding a New Hampshire hunting license shall be a person under sixteen years of age he shall not be entitled to hunt under said special license except when accompanied by a properly licensed person who is twenty-one years of age or over. A special license shall not be required for residents less than sixteen years of age, but such person while hunting with bow and arrow must be accompanied by a properly licensed person who is twenty-one years of age or over, and must further comply with all provisions of this chapter, so that said section as amended shall read as follows: 16-a. *Bow and Arrow*. Any resident holding a valid New Hampshire hunting license upon the payment of an additional fee of two dollars, or any nonresident holding a valid New Hampshire hunting license upon the payment of an additional fee of three dollars, or a nonresident not holding a New Hampshire hunting license, upon the payment of a fee of ten dollars, shall be issued a special license. Said special license shall entitle the holder to hunt deer with bow and arrow for a period of twenty-one days immediately prior to the open season for taking deer in Bear Brook Reservation and for a period of ten days immediately prior to the open season for taking deer elsewhere, provided that if said nonresident not holding a New Hampshire hunting license shall be a person under sixteen years of age he shall not be entitled to hunt under said special license except when accompanied by a properly licensed person who is twenty-one years of age or over. A special license shall not be required for residents less than sixteen years of age, but such person while hunting with bow and arrow must be accompanied by a properly licensed person who is twenty-one years of age or over, and must further comply with all provisions of this chapter. Any person taking a deer under the provisions of this section shall notify a conservation officer within twenty-four hours of such taking.

The report was accepted, amendment adopted, and the bill as amended was ordered to a third reading this afternoon at 2:00 o'clock.

Senator LaRoche, for the Committee on Fisheries and Game, to whom was referred:

Senate Bill No. 54, An Act relative to damage to berries, sugar orchards and nursery stock by game.

Having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted, and the resolution of the committee, Inexpedient to legislate, was adopted.

Senator Daniel, for the Committee on Public Works, to whom were referred:

Senate Bill No. 83, An Act relative to Colby Junior College Highway and Sutton Road.

House Bill No. 220, An Act relating to compensation for the board of registrars in the city of Portsmouth.

House Bill No. 228, An Act relating to the board of registrars in the city of Portsmouth.

House Bill No. 304, An Act naming the Governor John Wentworth Highway.

Having considered the same, reported the same without amendments, and recommended their passage.

The reports were accepted, and the bills were ordered to a third reading this afternoon at 2:00 o'clock.

Senator Daniel, for the Committee on Public Works, to whom was referred:

House Bill No. 192, An Act relative to railroad overhead bridges and underpasses and clearings of grade crossing quadrants.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass.

Amend House Bill 192 by striking out section one thereof and inserting in its place the following: 1. *Study of Apportionment of Costs*. That the Commissioner of Public Works and Highways and the Public Utilities Commission are directed to study the present manner of apportioning the cost of construction and the cost of maintenance of highway and railroad

underpasses and overpasses between railroads, operating in this state, and the state, or between such railroads and municipalities as the case may be, and to study the manner in which such apportionment might be made in the future in order to provide an equitable method of apportionment consonant with present day conditions and the relative benefits derived from such structures by the railroads and the state, or between the railroads and municipalities, as the case may be. The Commissioner of Public Works and Highways and the Public Utilities Commission are directed to elicit the suggestions and cooperation of the railroads operating in this state in this study to be completed not later than October 1, 1956.

The report was accepted, amendment adopted, and the bill was ordered to a third reading this afternoon at 2:00 o'clock.

Engrossed Bills

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled House bill:

House Bill No. 519, An Act relative to the practice of dentistry.

IRENE W. LANDERS,
For the Committee.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bills and joint resolutions, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 9, An Act relating to abandoned iceboxes.

House Bill No. 209, An Act relating to school superintendents in the state employees' retirement system.

House Bill No. 293, An Act providing penalties for throwing refuse on public waters and lands bordering the same.

House Bill No. 366, An Act providing for special fund for certain printing by planning and development commission.

House Bill No. 392, An Act relative to appointment of fish and game director.

House Bill No. 400, An Act relative to state owned parking areas at Hampton Beach.

House Bill No. 437, An Act relative to hunting wild bear.

House Bill No. 450, An Act relative to non-resident fishing licenses.

House Bill No. 507, An Act relative to mileage allowances for members of the general court who work on non-legislative days.

House Bill No. 508, An Act relative to mileage allowances for legislative officers and employees.

House Joint Resolution No. 23, Joint Resolution in favor of Augustus Glidden.

House Joint Resolution No. 24, Joint Resolution in favor of Ada T. Lansdowne.

House Joint Resolution No. 33, Joint Resolution in favor of Harry Pierce.

House Joint Resolution No. 37, Joint Resolution in favor of Harold A. Todd.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its amendments to the following entitled bills:

House Bill No. 254, An Act relative to a report of birth.

House Bill No. 135, An Act relating to the taxation of house trailers.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in the passage of the following entitled bill, sent down from the Honorable Senate:

Senate Bill No. 19, An Act relative to the trapping of fur-bearing animals in the Androscoggin Valley watershed.

The message further stated that the House of Representatives had voted to adopt the amendments offered by the Committee on Engrossed Bills, to the following House bill, in the adoption of which amendments the House of Representatives asks the concurrence of the Honorable Senate.

House Bill No. 404, An Act relative to real estate investments and loans of building and loan associations.

Amend section 1 of said bill by striking out the first two lines and inserting in place thereof the following:

1. *Real Estate Investments.* Amend paragraph II, section 20, chapter 314, Revised Laws as amended by section 7,

chapter 24, Laws of 1947 (paragraph II, section 24, chapter 393, RSA) by inserting at the

On motion of Senator McMeekin, the Senate voted to concur in the adoption of the amendments to the above entitled bill offered by the Committee on Engrossed Bills, sent up from the House of Representatives.

The message further stated that the House of Representatives had voted to adopt the report of the Committee of Conference on the following entitled bill:

Senate Bill No. 17, An Act relative to the salary of the justice of the municipal court of Portsmouth.

The message further stated that the House of Representatives had voted to non-concur with the Honorable Senate in its amendments to the following entitled bill, and asked for a Committee of Conference:

House Bill No. 475, An Act relative to salaries of various county officials of Belknap, Strafford, Cheshire, Grafton and Coos counties.

The Speaker has appointed as members of such committee on the part of the House, the Messrs. Vogel of Canterbury, Roberts of Conway, and Chase of Dover.

On motion of Senator Ainsworth, the Senate voted to accede to the request of the House of Representatives for a Committee of Conference on the above entitled bill.

Pursuant to the above motion, the President appointed as members of such committee on the part of the Senate, Senators Ainsworth and Powell.

Read and Referred

The following entitled bills and joint resolutions, sent up from the House of Representatives, were read a first and second time, and referred:

To the Committee on Public Health:

House Bill No. 9, An Act relating to abandoned iceboxes.

To the Committee on Finance:

House Bill No. 209, An Act relating to school superintendents in the state employees' retirement system.

House Bill No. 366, An Act providing for special fund for certain printing by planning and development commission.

House Bill No. 507, An Act relative to mileage allowances for members of the general court who work on non-legislative days.

House Bill No. 508, An Act relative to mileage allowances for legislative officers and employees.

House Joint Resolution No. 23, Joint Resolution in favor of Augustus Glidden.

House Joint Resolution No. 24, Joint Resolution in favor of Ada T. Lansdowne.

House Joint Resolution No. 33, Joint Resolution in favor of Harry Pierce.

House Joint Resolution No. 37, Joint Resolution in favor of Harold A. Todd.

To the Committee on Resources, Recreation and Development:

House Bill No. 293, An Act providing penalties for throwing refuse on public waters and land bordering the same.

House Bill No. 400, An Act relative to state owned parking areas at Hampton Beach.

To the Committee on Fisheries and Game:

House Bill No. 392, An Act relative to appointment of fish and game director.

House Bill No. 437, An Act relative to hunting wild bear.

House Bill No. 450, An Act relative to nonresident fishing licenses.

On motion of Senator McMeekin, the order whereby House Bill No. 508, An Act relative to mileage allowances for legislative officers and employees was referred to the Committee on Finance, was vacated.

On motion of the same Senator, the rules of the Senate were suspended, and the above entitled bill was read a third time and passed at the present time.

On motion of Senator Matthews, the rules of the Senate were so far suspended as to permit all business in order for this afternoon at 2:00 o'clock to be made in order at the present time.

Third Reading of Bills and Joint Resolution

The following entitled bills and joint resolution were read a third time and passed:

Senate Bill No. 59, An Act relating to indebtedness of the city of Manchester.

Senate Bill No. 82, An Act to amend the charter of the Cheshire County Savings Bank.

Senate Bill No. 83, An Act relative to Colby Junior College Highway and Sutton Road.

House Bill No. 83, An Act relative to bow and arrow licenses for minors.

House Bill No. 192, An Act relative to railroad overhead bridges and underpasses and clearings of grade crossing quadrants.

House Bill No. 220, An Act relating to compensation for the board of registrars in the city of Portsmouth.

House Bill No. 228, An Act relating to the board of registrars in the city of Portsmouth.

Question being stated, Shall the above entitled bill pass?

On a *viva voce* vote, the Chair was in doubt.

Senator McMeekin demanded a roll call.

The Clerk proceeded to call the roll.

The following named Senators voted in the affirmative: Senators O'Brien, McMeekin, Matthews, Keller, Cleveland, Ainsworth, Powell, Landers, English, Colburn, Paquette, O'Malley, Daniel, Merrill and Foote. The following named Senators voted in the negative: Senators Lamontagne, Washburn, Ferguson, Packard, LaRoche, and Adams. Fifteen Senators having voted in the affirmative, and six Senators having voted in the negative, the affirmative prevailed, and the bill passed.

On motion of Senator Daniel, the Senate voted to reconsider the vote whereby they passed the above entitled bill.

Question being, Shall the bill pass?

On this question, Senator Ferguson demanded a roll call.

The Clerk proceeded to call the roll.

The following named Senators voted in the affirmative: Senators Lamontagne, O'Brien, McMeekin, Washburn, Matthews, Keller, Cleveland, Ainsworth, Powell, Landers, English, Colburn, Paquette, Ferguson, Packard, Caron, O'Malley, Daniel, LaRoche, Adams, Merrill and Foote. Twenty-

two Senators having voted in the affirmative, the affirmative prevailed, and the bill passed.

House Bill No. 418, An Act relative to share or share account limits of building and loan associations.

House Bill No. 423, An Act relative to unsecured loans of building and loan associations.

House Bill No. 428, An Act relative to the powers of the credit committee of credit unions.

House Bill No. 482, An Act legalizing the annual meeting in the town of Canterbury.

House Bill No. 487, An Act legalizing the annual meeting in the town of Acworth.

House Bill No. 492, An Act to authorize the school district of Litchfield to exceed its bonded indebtedness.

House Bill No. 304, An Act naming the Governor John Wentworth Highway.

House Joint Resolution No. 13, Joint Resolution in favor of Francis H. Buffum.

Announcements

Senator Ferguson requested that his remarks be made a matter of record, as follows:

"I wish to congratulate the Senator from District No. 24, on his long battle and successful passage of House Bill No. 228, An Act relating to the board of registrars in the city of Portsmouth."

Senator English informed the members of the Senate of the serious illness of Mr. Charles Thomas, member of the House from Dublin, and stated that he felt certain that the members of the Senate would desire to "echo" the thoughts contained in the resolution as passed by the House of Representatives yesterday.

The Chair instructed the Clerk to transmit a letter covering these sentiments to Mr. Charles Thomas of Dublin.

On motion of Senator Matthews, the Senate adjourned.

THURSDAY, MAY 5, 1955

The Senate met according to adjournment.

Leave of Absence

Senator Keller, District No. 6, was granted leave of absence for the day on account of important business.

Introduction of Guests

The President welcomed to the Senate the following guests: Dean Charlotte Meinicke, the Dean at Colby Junior College at New London, and Lieut. Eun Kook Kim who has completed four years of service in the Korean army, who arrived in the United States only one week ago, and is planning on entering Middlebury College in the fall.

Both being the guests of Senators Cleveland, District No. 7, and Powell, No. 9.

The President requested the Sergeant-at-Arms to escort Lieut. Kim to the rostrum, and invited him to address the Senate, for which purpose a recess was declared.

(Recess)

The Senate re-assembled.

Introduction of Senate Bills

Senator Ferguson introduced the following entitled bills, which were read a first and second time, laid on the table to be printed, and referred:

To the Committee on Finance:

Senate Bill No. 89, An Act relative to purchases by the director of purchase and property.

Senate Bill No. 90, An Act relative to emergency purchases by the division of purchase and property.

Senator Foote introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred:

To the Committee on Ways and Means:

Senate Bill No. 91, An Act relative to trustees of trust funds of the city of Portsmouth.

On motion of Senator Foote, the Senate voted to dispense with the printing of the above entitled bill.

Committee Reports

Senator Colburn, for the Committee on Liquor Laws, to whom was referred:

Senate Bill No. 79, An Act relative to the sale of cider.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass.

Amend section 1 of said bill by inserting at the end thereof the words, provided that the provisions of this section shall not apply to sales of cider made within fifteen days of its manufacture, so that said section as amended shall read as follows:

1. *Cider.* Amend chapter 170 of the Revised Laws (chapter 175, RSA) by inserting after section 30 the following new section: 30-a. *Cider, Sale of, to Minors.* Notwithstanding any other provisions of this chapter, it shall be unlawful for any person to sell or cause or permit or procure to be sold to any minor, cider containing more than one per cent of alcohol by volume at sixty degrees Fahrenheit, provided that the provisions of this section shall not apply to sales of cider made within fifteen days of its manufacture.

The report was accepted, amendment adopted, and the bill as amended was ordered to a third reading this afternoon at 2:00 o'clock.

Senator Colburn, for the Committee on Liquor Laws, to whom was referred:

House Bill No. 137, An Act relative to the sale of spirituous liquor and beverages on election days.

Having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted.

(Discussion ensued)

Senator Foote spoke in favor of the motion. Also, Senator Lamontagne and Senator O'Malley.

Senators Ferguson and Cleveland spoke against the motion.

Question being on the recommendation of the committee, inexpedient to legislate.

On a *viva voce* vote, the affirmative prevailed, and the

recommendation of the committee, inexpedient to legislate, was adopted.

Senator Cleveland requested that he be recorded as voting against the adoption of the committee report.

Senator Caron, for the Committee on Finance, to whom were referred:

House Joint Resolution No. 38, Joint Resolution appropriation for carrying out provisions of statute relative to reciprocal agreements for educational facilities for New Hampshire residents.

House Joint Resolution No. 44, Joint Resolution in favor of the Danbury Hospital, Danbury, Connecticut.

Having considered the same, reported the same without amendments, and recommended their passage.

The reports were accepted, and the joint resolutions were ordered to a third reading this afternoon at 2:00 o'clock.

Senator Keller, for the Committee on Public Health, to whom was referred:

Senate Bill No. 40, An Act to provide for licensing qualified practical nurses whose experience has been gained outside New Hampshire.

Having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted, and the recommendation of the committee, inexpedient to legislate, was adopted.

Senator LaRoche, for the Committee on Fisheries and Game, to whom was referred:

Senate Bill No. 64, An Act relative to taking wild deer by residents on their own land.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass:

Amend the title of said bill by striking out the same and inserting in place thereof the following:

An Act relative to the establishment of an elk herd in the state.

Amend said bill by striking out all after the enacting clause and inserting in place thereof the following:

1. *Elk Herd.* The director of fish and game is directed to establish a herd of elk in the northern counties of the state with funds provided by chapter 43, Laws of 1955, on or before July 1, 1956. The size of the herd so established shall be determined by the director after a study of conditions in said counties.

2. *Takes Effect.* This act shall take effect upon its passage.

The report was accepted, and the amendment was adopted.

The bill being on its second reading, and open to further amendment, Senator Ainsworth offered the following amendment and moved its adoption:

Amend section 1 of said bill by striking out said section, and inserting in place thereof the following:

1. *Elk Herd.* The director of fish and game is directed to establish a herd of elk in the northern counties of the state with funds provided by chapter 43, Laws of 1955, on or before July 1, 1959, provided that he can obtain for the state elk for importation which are healthy animals free from parasites. The size of the herd so established shall be determined by the director after a study of conditions in said counties, and the limitations thereof.

(Discussion ensued)

Senators Ainsworth and Cleveland spoke in favor of the amendment.

Senators McMeekin, O'Brien and Lamontagne spoke against the amendment.

Senator McMeekin moved that the bill with the accompanying amendment be indefinitely postponed.

(Discussion ensued)

Senator Adams moved that the bill with the accompanying amendment be laid upon the table.

On a *viva voce* vote, the affirmative prevailed.

Senator English, for the Committee on Resources, Recreation and Development, to whom was referred:

Senate Bill No. 51, An Act prohibiting the use of outboard motors on Perch pond in the town of Campton.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at 2:00 o'clock.

Senator English, for the Committee on Resources, Recreation and Development, to whom were referred:

House Bill No. 70, An Act relative to the payment of forest fire expenses.

House Bill No. 71, An Act relative to reimbursement of municipalities for forest fire expenses.

Having considered the same, reported the same without amendments, and recommended their passage.

The reports were accepted, and the bills were referred to the Committee on Finance under the rules.

Senator English, for the Committee on Resources, Recreation and Development, to whom was referred:

House Bill No. 138, An Act relative to forest fire protection and appointment of wardens.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass.

2. *Forest Fire Trails.* Amend chapter 233 of the Revised Laws (chapter 224, RSA) by inserting after section 19 thereof the following new section: 19-a. *Fire Trails.* Forest fire wardens and deputy wardens or any agent designated by them may, with the approval of the state forester, brush-out and make passable old roads and trails useful for the passage of men and equipment in case of forest fires. Expenditures for this purpose shall be shared by the state and town, place or municipality in the same proportion as other prevention expense except that the state's share under this section shall not exceed twenty-five dollars to any one town, place or municipality in any year.

The report was accepted, amendment adopted, and the bill ordered to a third reading this afternoon at 2:00 o'clock.

Committee of Conference Report

The Committee of Conference, to whom was referred House Bill No. 16, An Act to promote safety on the highways by regulating access from state highways to drive-in theatres, having

considered the same recommend that the House recede from its position of non-concurrence in the amendments to said bill sent down from the Senate and concur in said amendments; and that the Senate and House concur in the adoption of the following amendment to said bill:

Amend the title of said bill by striking out the same and inserting in place thereof the following:

An Act to promote highway safety by regulating access from state highways to drive-in theatres and roadside advertising near intersections.

HELEN C. FUNKHOUSER,
ROY V. SWAIN,
JAMES P. ROGERS,

Conferees on the part of the House.

NORMAN A. PACKARD,
HARRY H. FOOTE,

Conferees on the part of the Senate.

On motion of Senator Packard, the Senate voted to adopt the Committee of Conference report on the above entitled bill.

Engrossed Bills

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled House bills:

House Bill No. 220, An Act relating to compensation for the board of registrars in the city of Portsmouth.

House Bill No. 228, An Act relating to hours of meeting for the board of registrars in the city of Portsmouth.

House Bill No. 404, An Act relative to real estate investments and loans of building and loan associations.

House Bill No. 482, An Act legalizing the annual meeting in the town of Canterbury.

House Bill No. 487, An Act legalizing the annual meeting in the town of Acworth.

House Bill No. 492, An Act to authorize the school district of Litchfield to exceed its limit of bonded indebtedness.

House Bill No. 508, An Act relative to mileage allowance for legislative officers and employees.

LAURIER A. LAMONTAGNE,
For the Committee.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed bills with the following titles, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 81, An Act relative to penalties for certain motor vehicle violations.

House Bill No. 396, An Act relative to the use of flashing red lights or red beacons on motor vehicles.

House Bill No. 408, An Act relating to duties of support and to make uniform the law with reference thereto.

House Bill No. 415, An Act relative to neglect of husband or father to support wife and children and neglect of mother.

House Bill No. 438, An Act relating to Group Life Insurance for share holders in Credit Unions.

House Bill No. 449, An Act relative to insertion of names of veterans on checklists.

House Bill No. 466, An Act relating to transportation of school children and operators of school buses.

House Bill No. 501, An Act authorizing the town of Hudson to fund or refund certain indebtedness.

The message further stated that the House of Representatives has voted to adopt the report of the Committee of Conference on the following entitled bill, in the adoption of which it asks the concurrence of the Honorable Senate:

House Bill No. 16, An Act to promote safety by regulating access from state highways to drive-in theatres and roadside advertising near intersections.

Read and Referred

The following entitled bills, sent up from the House of Representatives, were read a first and second time, and referred:

To the Committee on Judiciary:

House Bill No. 81, An Act relative to penalties for certain motor vehicle violations.

House Bill No. 408, An Act relating to duties of support and to make uniform the law with reference thereto.

House Bill No. 415, An Act relative to neglect of husband or father to support wife and children and neglect of mother.

To the Committee on Transportation:

House Bill No. 396, An Act relative to the use of flashing red lights or red beacons on motor vehicles.

House Bill No. 466, An Act relating to transportation of school children and operators of school buses.

To the Committee on Banks and Insurance:

House Bill No. 438, An Act relating to Group Life Insurance for share holders in Credit Unions.

To the Committee on Military and Veterans' Affairs:

House Bill No. 449, An Act relative to insertion of names of veterans on checklists.

To the Committee on Public Works:

House Bill No. 501, An Act authorizing the town of Hudson to fund or refund certain indebtedness.

On motion of Senator Matthews, the rules of the Senate were so far suspended as to permit all business in order for this afternoon at 2:00 o'clock to be made in order at the present time, and that when the Senate adjourns today, it be to meet next Tuesday morning at 11:00 o'clock.

Third Reading of Bills and Joint Resolutions

The following entitled bills and joint resolutions were read a third time and passed:

Senate Bill No. 51, An Act prohibiting the use of outboard motors on Perch pond in the town of Campton.

Senate Bill No. 79, An Act relative to the sale of cider.

House Bill No. 138, An Act relative to forest fire protection and appointment of wardens.

House Joint Resolution No. 38, Joint Resolution appropriation for carrying out provisions of statute relative to reciprocal agreements for educational facilities for New Hampshire residents.

House Joint Resolution No. 44, Joint Resolution in favor of the Danbury Hospital, Danbury, Connecticut.

On motion of Senator Foote, the Senate adjourned.

TUESDAY, MAY 10, 1955

The Senate met according to adjournment.

Introduction of Guest

The President welcomed to the Senate Mr. Roy W. Gillmore, the Superintendent of Schools at Hampton, who was the guest of Senator Merrill, of District No. 23.

Welcome

The President welcomed back to the Senate, Senator Smalley, of District No. 21, who has been absent from the sessions for several weeks because of a serious illness.

Introduction of Senate Bills

Senator Lamontagne introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred :

To the Committee on Labor :

Senate Bill No. 92, An Act relative to authority of towns to enter into collective bargaining contracts with labor unions.

Senator Ainsworth introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred :

To the Committee on Judiciary :

Senate Bill No. 93, An Act legalizing certain action at the Plainfield school district meeting.

Senator Cleveland introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred :

To the Committee on Judiciary :

Senate Bill No. 94, An Act establishing a chief judge of probate.

Senator Cleveland introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred :

To the Committee on Public Works :

Senate Bill No. 95, An Act relative to limited maintenance of highways discontinued subject to gates and bars.

Committee Reports

Senator O'Malley, for the Committee on Judiciary, to whom were referred:

Senate Bill No. 84, An Act authorizing towns to form unions for the purpose of employing a town manager.

House Bill No. 383, An Act relative to the distribution of property to legatees, distributees or beneficiaries outside the United States.

Having considered the same, reported the same without amendments, and recommended their passage.

The reports were accepted, and the bills were ordered to a third reading this afternoon at 2:00 o'clock.

Senator Packard, for the Committee on Public Welfare and State Institutions, to whom was referred:

House Bill No. 471, An Act establishing certain positions at the state hospital.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted, and the bill was referred to the Committee on Finance, under the rules.

Senator Caron, for the Committee on Finance, to whom was referred:

House Joint Resolution No. 32, Joint Resolution in favor of Alex E. Demers.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted, and the joint resolution was ordered to a third reading this afternoon at 2:00 o'clock.

Senator McMeekin, for the Committee on Engrossed Bills, to whom was referred:

House Bill No. 428, An Act relative to the powers of the credit committee of credit unions.

Having considered the same, reported the same under Joint Rule No. 6 with the following amendment, and recommended that the bill as amended ought to pass:

Amend the title of said bill by striking out the same and inserting in place thereof the following:

An Act relative to the powers of the credit committee of, and sale of checks by, credit unions.

Amend section 2 of said bill by striking out the first line and inserting in place thereof the following:

2. *Authority Granted.* Amend chapter 315 of the Revised Laws (chapter 394, RSA) by inserting

On motion of Senator McMeekin, the Senate voted to adopt the amendment offered by the Committee on Engrossed Bills to the above entitled bill, and the bill was sent to the House of Representatives for concurrence in Senate amendment.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 499, An Act to increase the borrowing power of the Goffstown Village Precinct and to legalize the proceedings of its annual meeting of March 15, 1955.

House Bill No. 503, An Act relative to funds for the development of the Port of Portsmouth.

The message further stated that the House of Representatives has voted to concur with the Honorable Senate in its adoption of the amendments offered by the Committee on Engrossed Bills to the following entitled bills:

House Bill No. 37, An Act relating to hawkers and peddlers.

House Bill No. 237, An Act relative to the unemployment compensation law.

The message further stated that the House of Representatives has voted to concur with the Honorable Senate in the adoption of the amendment to the following entitled bills and joint resolution, sent down from the Honorable Senate:

House Bill No. 83, An Act relative to bow and arrow license for minors.

House Bill No. 192, An Act relative to railroad overhead bridges and underpasses and clearings of grade crossing quadrants.

House Joint Resolution No. 13, Joint Resolution in favor of Francis E. Buffum.

The message further stated that the House of Representatives has passed the following Concurrent Resolution, in the passage of which it asks the concurrence of the Honorable Senate:

Concurrent Resolution relating to the electrical fixtures in the rotunda of the State House.

Resolved, by the House of Representatives, the Senate concurring:

That modern lighting fixtures be installed around the perimeter of the rotunda of the State House and that the two chandeliers presently installed be retained.

The above Concurrent Resolution was referred to the Committee on Military and Veterans' Affairs.

Read and Referred

The following entitled bills, sent up from the House of Representatives, were read a first and second time, and referred:

To the Committee on Judiciary:

House Bill No. 499, An Act to increase the borrowing power of the Goffstown Village Precinct and to legalize the proceedings of its annual meeting of March 15, 1955.

To the Committee on Finance:

House Bill No. 503, An Act relative to funds for the development of the Port of Portsmouth.

Resolution

Senator Adams offered the following resolution, and moved its adoption:

Resolved, That the Clerk of the Senate be instructed to authorize the Superintendent of the State House to sound-proof the floor of the Senate gallery, by installing rubber matting.

On a *viva voce* vote, the affirmative prevailed, and the above resolution was adopted.

On motion of Senator Matthews, the rules of the Senate were so far suspended as to permit all business in order for

this afternoon at 2:00 o'clock to be made in order at the present time.

Third Reading of Bills

The following entitled bills were read a third time, and passed:

Senate Bill No. 84, An Act authorizing towns to form unions for the purpose of employing a town manager.

House Bill No. 383, An Act relative to the distribution of property to legatees, distributees or beneficiaries outside the United States.

House Joint Resolution No. 32, Joint Resolution in favor of Alex E. Demers.

On motion of Senator Smalley, the Senate adjourned.

WEDNESDAY, MAY 11, 1955

The Senate met according to adjournment.

Introduction of Guests

The President welcomed to the gallery of the Senate, 37 pupils of the Central High School in Manchester with teachers Miss Helen Urbanowies and Mr. George Ine, who were the guests of Senator Caron, District No. 17. Also, nine students from the Amoskeag School in Manchester with their principal, Mr. Henry McLaughlin, and teacher, Mr. Arthur Whitmore, who were the guests of Senator Packard, District No. 16. Also, Robert E. Dumont, Commander, District No. 1, Veterans of Foreign Wars, from Berlin, New Hampshire, who was the guest of Senator Lamontagne, District No. 1. Also, Mr. and Mrs. W. Albert Lotz of North Andover, Mass. Mr. Lotz is the Executive Director of Rolling Ridge, the Methodist Conference Center of the New England Conference. Mr. and Mrs. Lotz were the guests of the President of the Senate.

Introduction of Senate Bill

Senator Powell introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred:

To the Committee on Public Health:

Senate Bill No. 96, An Act providing for referendum vote on the use of fluorides in public water supplies.

Committee Reports

Senator O'Malley, for the Committee on Judiciary, to whom was referred:

House Bill No. 439, An Act relative to Alexander Cemetery Association.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at 2:00 o'clock.

Senator O'Malley, for the Committee on Judiciary, to whom was referred:

Senate Bill No. 75, An Act establishing a police commission for the city of Rochester.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass.

Amend said bill by inserting after section 8 the following new section:

9. *Referendum.* This act shall not take effect unless it is adopted by a majority of the voters present and voting at a special municipal election to be held in the city of Rochester on October 4, 1955. For said special election the city clerk shall prepare a special ballot upon which shall appear the following question: "Shall the provisions of an act relative to establishing a police commission for the city of Rochester, approved at the 1955 session of the legislature be adopted?" Beneath the question shall be printed the word "Yes" and the word "No" was a square immediately opposite each word, and the voter may indicate his choice by making a cross in the appropriate square. If a majority of the voters present and voting at said special election shall vote "Yes" upon this question this act shall thereby be declared to have been adopted.

Further amend said bill by renumbering section 9 and by striking out said section and inserting in place thereof the following:

10. *Effective Date.* The provisions of section 9 relative

to the referendum on the question of the adoption of this act shall take effect upon the passage of this act. The remaining provisions of this act, if the act is adopted as provided in section 9, shall take effect as of the date of such adoption.

The report was accepted, amendment adopted, and the bill as amended was ordered to a third reading this afternoon at 2:00 o'clock.

Senator Caron, for the Committee on Military and Veterans' Affairs, to whom were referred:

Senate Bill No. 85, An Act relative to temporary use of special military registrations and plates.

House Bill No. 120, An Act relating to holidays.

Having considered the same, reported the same without amendments, and recommended their passage.

The reports were accepted, and the bills were ordered to a third reading this afternoon at 2:00 o'clock.

Senator Caron, for the Committee on Finance, to whom were referred:

House Bill No. 209, An Act relating to school superintendents in the state employees' retirement system.

House Bill No. 507, An Act relative to mileage allowances for members of the general court who work on non-legislative days.

Having considered the same, reported the same without amendments, and recommended their passage.

The reports were accepted, and the bills were ordered to a third reading this afternoon at 2:00 o'clock.

Senator English, for the Committee on Resources, Recreation and Development, to whom was referred:

Senate Bill No. 30, An Act relative to state parks.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass.

Amend section 1 of the bill by inserting after the word "prescribed" the words, such reasonable.

Further amend said section by striking out in line 4 the words "prohibiting or regulating" so that said section as amended shall read as follows: 1. *Regulations*. Amend chapter 234 of the Revised Laws by inserting after section 8

thereof the following new section: 8-a. *Regulation of Motors*. The forestry and recreation commission may prescribe such reasonable rules and regulations as to the use of boats propelled by any mechanical means on bodies of water which are surrounded by state owned lands. Such regulations shall be posted at places reasonably designed to acquaint the public contemplating using such ponds for boating purposes with the prescribed regulations.

The report was accepted, amendment adopted, and the bill as amended was ordered to a third reading this afternoon at 2:00 o'clock.

Senator English, for the Committee on Resources, Recreation and Development, to whom was referred:

House Bill No. 249, An Act relative to the New Hampshire shore and beach preservation commission.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass.

Amend the bill by adding after section 1 the following new section: Section 2. *Kingston State Park*. The Recreation Division of the Forestry and Recreation Department is hereby directed to continue to permit residents of the town of Kingston and their families, upon your proper identification, to use the facilities of Kingston State Park on days other than Sundays and holidays without payment of any fees.

Further amend the bill by re-numbering section 2 to read section 3.

The report was accepted, amendment adopted, and the bill as amended was ordered to a third reading this afternoon at 2:00 o'clock.

Engrossed Bills

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled Senate and House bills and House joint resolutions:

Senate Bill No. 17, An Act relative to the salary of the justice of the municipal court of Portsmouth.

Senate Bill No. 19, An Act relative to the trapping of fur-bearing animals in the Androscoggin Valley watershed.

House Bill No. 16, An Act to promote highway safety by

regulating access from state highways to drive-in theatres and roadside advertising near intersections.

House Bill No. 37, An Act relating to hawkers and peddlers.

House Bill No. 83, An Act relative to bow and arrow license for minors.

House Bill No. 135, An Act relating to the taxation of house trailers.

House Bill No. 237, An Act relative to the unemployment compensation law.

House Bill No. 304, An Act naming the Governor John Wentworth Highway.

House Bill No. 418, An Act relative to share or share account limits of building and loan associations.

House Bill No. 423, An Act relative to unsecured loans of building and loan associations.

House Joint Resolution No. 13, Joint Resolution in favor of Francis H. Buffum.

House Joint Resolution No. 38, Joint Resolution appropriation for carrying out provisions of statute relative to reciprocal agreements for educational facilities for New Hampshire residents.

House Joint Resolution No. 44, Joint Resolution in favor of the Danbury Hospital, Danbury, Connecticut.

IRENE W. LANDERS,
For the Committee.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 493, An Act relative to tax exemption for certain installations controlling the disposal of industrial wastes.

House Bill No. 506, An Act relative to the salary of the justice of the Keene municipal court.

The message further stated that the House of Repre-

sentatives has voted to concur with the Honorable Senate in its amendments to the following entitled bill:

House Bill No. 138, An Act relative to forest fire protection and appointment of wardens.

The message further stated that the House of Representatives has voted to concur with the Honorable Senate in the passage of the following entitled bill, sent down from the Honorable Senate:

Senate Bill No. 81, An Act relative to the charter of the Plymouth Guaranty Savings Bank.

The message further stated that the House of Representatives has voted to adopt the amendments offered by the Committee on Engrossed Bills, to the following House bills, in the adoption of which amendments the House of Representatives asks the concurrence of the Honorable Senate:

House Bill No. 254, An Act relative to a report of birth.

Amend section 1 of said bill by inserting after the figure "1949" the following: (section 6, chapter 126, RSA).

Amend section 2 of said bill by inserting after the figure "1949" in the third line the following: (section 7, chapter 126 RSA)

House Bill No. 192, An Act providing for a study of the manner of apportioning the cost of construction and maintenance of highway and railroad underpasses and overpasses.

Amend said bill by striking out the title thereof and inserting in place thereof the following:

An Act providing for a study of the manner of apportioning the cost of construction and maintenance of highway and railroad underpasses and overpasses.

On motion of Senator McMeekin, the Senate voted to concur with the House of Representatives in the adoption of the amendments offered by the Committee on Engrossed Bills to the above entitled bills.

Read and Referred

The following entitled bills, sent up from the House of Representatives, were read a first and second time, and referred:

To the Committee on Ways and Means:

House Bill No. 493, An Act relative to tax exemption for certain installations controlling the disposal of industrial wastes.

To the Committee on Judiciary:

House Bill No. 506, An Act relative to the salary of the justice of the Keene municipal court.

On motion of Senator Matthews, the rules of the Senate were so far suspended as to permit all business in order for this afternoon at 2:00 o'clock to be made in order at the present time.

Third Reading of Bills

The following entitled bills were read a third time, and passed:

Senate Bill No. 30, An Act relative to state parks.

Senate Bill No. 75, An Act establishing a police commission for the city of Rochester.

Senate Bill No. 85, An Act relative to temporary use of special military registrations and plates.

House Bill No. 120, An Act relating to holidays.

House Bill No. 209, An Act relating to school superintendents in the state employees' retirement system.

House Bill No. 249, An Act relative to the New Hampshire shore and beach preservation commission.

House Bill No. 439, An Act relative to Alexander Cemetery Association.

House Bill No. 507, An Act relative to mileage allowances for members of the general court who work on non-legislative days.

Senator Caron moved that the Senate extend to Senator O'Brien, District No. 2, heartiest congratulations and best wishes on the occasion of his birthday today, with the hope that he might enjoy many more.

On a standing vote, the above motion was unanimously adopted by the Senate.

On motion of Senator Packard, the Senate adjourned.

THURSDAY, MAY 12, 1955

The Senate met according to adjournment.

Introduction of Guest

The President welcomed to the Senate, Mrs. Clarence Derby of Peterborough, who was the guest of Senator English, District No. 11.

Communication

May 12, 1955

To the Members of the General Court:

Pursuant to the provisions of Senate Joint Resolution No. 3, the undersigned have caused an actuarial study to be made to ascertain the benefits and advantages, if any, that may accrue to the State and to its employees from a modification of the present Employee Retirement System by correlating its benefits with Federal Old Age and Survivors' Insurance benefits.

The complete report of the Actuary is transmitted herewith.

It is our opinion that it would be desirable to correlate the Employees Retirement System with Federal Old Age and Survivors Insurance, providing a majority of the covered employees indicate their desire to do so by a referendum as required by existing law. In order that such a referendum may take place and become effective after the adjournment of this General Court, permissive legislation must be enacted during this session. We are causing such legislation to be introduced into the General Court forthwith.

LANE DWINELL,
Governor

RAYMOND K. PERKINS,
President of the Senate

CHARLES GRIFFIN,
*Speaker of the House of
Representatives*

Introduction of Senate Bills

Senator McMeekin introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred:

To the Committee on Finance:

Senate Bill No. 97, An Act relative to the establishment of a centralized bureau for the reproduction of state documents.

Senator English introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred:

To the Committee on Public Welfare and State Institutions:

Senate Bill No. 98, An Act relative to the Peterborough Home for the Aged and the James Scott and Sarah A. Scott Home.

Senator Colburn introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred:

To the Committee on Public Works:

Senate Bill No. 99, An Act relative to lay-out and acquisition of land and other property for Class I and II highways.

Committee Reports

Senator O'Malley, for the Committee on Judiciary, to whom were referred:

House Bill No. 458, An Act relating to regular sessions of the Hillsborough county probate court.

House Bill No. 479, An Act requiring certificates to be filed by selectmen with tax commission to be used in determining average rate of taxation.

Having considered the same, reported the same without amendments, and recommended their passage.

The reports were accepted, and the bills were ordered to a third reading this afternoon at 2:00 o'clock.

Senator Smalley, for the Committee on Education, to whom was referred:

House Bill No. 341, An Act relative to payment of tuition of high school pupils.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted, and recommendation of the committee was adopted.

The bill being on second reading, was open to amendment.

On motion of Senator Adams, the following amendment was adopted:

Amend section 1 of the bill by striking out all of the sentence following the word "academy" in line 12 and inserting in place thereof the following: Except under contract as provided in section 21, the liability of any school district hereunder for the tuition of any pupil shall be limited to the state average cost per pupil of the current expenses of operation of all public high schools, as estimated by the State Board of Education for the preceding school year, or the current expenses of operation of the receiving district for its high school, as estimated by the State Board of Education for the preceding school year, whichever is less, so that said section as amended shall read as follows: 1. *High Schools.* Amend section 26 of chapter 138 of the Revised Laws, as amended by section 2, chapter 139, Laws of 1949 (section 27 of chapter 194, RSA) by striking out said section and inserting in place thereof the following: 26. *Tuition.* Any district not maintaining a high school or school of corresponding grade shall pay for the tuition of any pupil who with parents or guardian resides in said district or who, as a resident of said district, after full investigation by the state board of education is determined to be entitled to have his tuition paid by the district where he resides, and who attends an approved public high school or public school of corresponding grade in another district or an approved public academy. Except under contract as provided in section 21, the liability of any school district hereunder for the tuition of any pupil shall be limited to the state average cost per pupil of the current expenses of operation of all public high schools, as estimated by the State Board of Education for the preceding school year, or the current expenses of operation of the receiving district for its high school, as estimated by the State Board of Education for the preceding school year, whichever is less. This current expense of operation shall include all costs except capital outlay and debt obligations, provided that to the above may be added a rental charge of two per cent of the capital cost of such secondary school facilities as may be defined by the state board of education.

On motion of Senator English, the bill as amended was laid upon the table and made a Special Order for next Tuesday, May 17, at 11:01 A. M.

Senator Caron, for the Committee on Finance, to whom was referred:

House Bill No. 366, An Act providing for special fund for certain printing by planning and development commission.

Having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted, and the recommendation of the Committee, Inexpedient to Legislate, was adopted.

Senator English, for the Committee on Finance, to whom was referred:

House Bill No. 471, An Act establishing certain positions at the state hospital.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at 2:00 o'clock.

Senator McMeekin, for the Committee on Finance, to whom was referred:

House Joint Resolution No. 23, Joint Resolution in favor of Augustus Glidden.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted, and the joint resolution was ordered to a third reading this afternoon at 2:00 o'clock.

Senator Ferguson, for the Committee on Finance, to whom was referred:

House Joint Resolution No. 37, Joint Resolution in favor of Harold A. Todd.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted, and the joint resolution was ordered to a third reading this afternoon at 2:00 o'clock.

Senator Packard, for the Committee on Public Welfare and State Institutions, to whom was referred:

Senate Bill No. 10, An Act to relieve persons with a permanent physical incapacitating disability from paying poll taxes.

Having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted.

Question being on the recommendation of the Committee, Inexpedient to Legislate.

(Discussion ensued)

The President declared a two minute recess.

(Recess)

The Senate re-assembled.

Senator Adams moved that the words, ought to pass, be substituted for the report of the Committee, Inexpedient to Legislate.

Senator Ferguson spoke in opposition to the motion.

With this motion pending, Senator Caron moved that the bill be re-committed to the Committee on Public Welfare and State Institutions for further consideration.

On a *viva voce* vote, the affirmative prevailed, and the motion to re-commit was adopted.

Senator Keller, for the Committee on Public Health, to whom were referred:

House Bill No. 9, An Act relating to abandoned iceboxes.

House Bill No. 452, An Act relative to bread enrichment and oleomargarine.

Having considered the same, reported the same without amendments, and recommended their passage.

The reports were accepted, and the bills were ordered to a third reading this afternoon at 2:00 o'clock.

Senator Lamontagne, for the Committee on Transportation, to whom was referred:

House Bill No. 110, An Act relative to agricultural vehicles and trucks.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at 2:00 o'clock.

House Bill No. 214, An Act relative to requirement of financial responsibility after judgment of court.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass.

Amend the bill by adding after section 1 the following new section: 2. *Motor Vehicle Financial Responsibility*. Amend section 6 of chapter 76 of the Laws of 1955 by striking out said section and inserting in place thereof the following: 6. *Takes Effect*. The provisions of sections 1, 2 and 3 of this act shall take effect as of October 15, 1955. The remaining provisions of this act shall take effect upon its passage.

Further amend the bill by renumbering section 2 to read section 3.

The report was accepted, amendment adopted, and the bill as amended was ordered to a third reading this afternoon at 2:00 o'clock.

Senator Lamontagne, for the Committee on Transportation, to whom was referred:

House Bill No. 413, An Act relative to the payment of motor vehicle road tolls by counties.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass.

Amend said bill by adding after section 1 the following new section:

2. *Boats*. Amend chapter 22 of the Revised Laws by inserting after section 41 as inserted by section 4 of chapter 65 of the Laws of 1943 and as amended by section 1 of chapter 292 of the Laws of 1947 (chapter 265, RSA) the following new section: 42. *Reports*. Persons selling and delivering motor fuel into the fuel tanks, or supplementary fuel tanks, of boats or outboard motors shall make such reports with respect to such sales to the motor vehicle commissioner as the commissioner shall deem necessary for the administration of section 41 and shall by regulation prescribe. Any such person who shall fail to make a report so required shall be fined not more than one hundred dollars.

Further amend said bill by renumbering section 2 to read section 3.

The report was accepted, amendment adopted, and the bill as amended was ordered to a third reading this afternoon at 2:00 o'clock.

Senator LaRoche, for the Committee on Agriculture, to whom was referred:

House Bill No. 478, An Act relative to board of veterinary examiners and qualifications for veterinary licenses.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at 2:00 o'clock.

On motion of Senator McMeekin, the President declared a brief recess.

(Recess)

The Senate re-assembled.

Bill Recalled from Governor

On motion of Senator McMeekin, the following resolution was adopted:

Resolved, That His Excellency, the Governor, be requested to return to the Senate for further consideration House Bill No. 37, An Act relating to hawkers and peddlers.

Bill Returned from Governor

Pursuant to the above request, His Excellency, the Governor, returned House Bill No. 37, An Act relating to hawkers and peddlers.

On motion of the same Senator, the rules were so far suspended as to allow a reconsideration on the above entitled bill.

On motion of the same Senator, the Senate voted to reconsider its vote whereby the bill was ordered to a third reading, and the bill was laid upon the table.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 502, An Act relative to the salaries of the sheriff and treasurer of Coos County.

House Bill No. 511, An Act relative to change of classification of road in the town of Gilmanton.

The message further stated that the House of Representatives refuses to concur with the Honorable Senate in the passage of the following entitled bill sent down from the Honorable Senate:

Senate Bill No. 74, An Act legalizing a meeting of the Coos County Convention.

The message further stated that the House of Representatives has voted to concur with the Honorable Senate in its adoption of the amendments offered by the Committee on Engrossed Bills to the following entitled bill:

House Bill No. 428, An Act relative to the powers of the credit committee of, and sale of checks by, credit unions.

The message further stated that the House of Representatives concurs with the Honorable Senate in the passage of the following entitled bill, with amendment, in the passage of which amendment the House of Representatives asks the concurrence of the Honorable Senate:

Senate Bill No. 16, An Act relative to special sessions of probate courts.

Amend said bill by striking out all after the enacting clause and inserting in place thereof the following:

1. *Judges of Probate.* Amend section 23 of chapter 346, Revised Laws, (section 24, chapter 547, RSA) by striking out said section and inserting in place thereof the following: 23. *Special Sessions.* Whenever the judge, at the request of the parties, shall attend an uncontested hearing on days other than those fixed by the statute as the regular days for the sitting of the probate court, he may be allowed five dollars for his service plus his expenses. In the case of a contested hearing, he shall be allowed additional compensation which shall not exceed an additional ten dollars for a half day or an additional twenty dollars for a whole day plus his expenses. Such compensation and expenses shall be paid out of the estate to which the proceedings relate, unless the judge rules otherwise.

2. *Takes Effect.* This act shall take effect upon its passage.

On motion of Senator Cleveland, the Senate voted to concur in the adoption of the amendment to the above entitled bill, sent up from the House of Representatives.

Read and Referred

The following entitled bills, sent up from the House of Representatives, were read a first and second time, and referred:

To the Committee on Ways and Means:

House Bill No. 502, An Act relative to the salaries of the sheriff and treasurer of Coos County.

To the Committee on Public Works:

House Bill No. 511, An Act relative to change of classification of road in the town of Gilmanton.

On motion of Senator Matthews, the rules of the Senate were so far suspended as to permit all business in order for this afternoon at 2:00 o'clock to be made in order at the present time, and that when the Senate adjourns today, it be to meet next Tuesday morning at 11:00 o'clock.

Third Reading of Bills and Joint Resolutions.

The following entitled bills and joint resolutions were read a third time, and passed:

House Bill No. 9, An Act relating to abandoned iceboxes.

House Bill No. 110, An Act relative to agricultural vehicles and trucks.

House Bill No. 214, An Act relative to requirement of financial responsibility after judgment of court.

House Bill No. 413, An Act relative to the payment of motor vehicle road tolls by counties.

House Bill No. 452, An Act relative to bread enrichment and oleomargarine.

House Bill No. 458, An Act relating to regular sessions of the Hillsborough county probate court.

House Bill No. 471, An Act establishing certain positions at the state hospital.

House Bill No. 479, An Act requiring certificates to be filed by selectmen with tax commission to be used in determining average rate of taxation.

House Bill No. 478, An Act relative to board of veterinary examiners and qualifications for veterinary licenses.

House Joint Resolution No. 23, Joint Resolution in favor of Augustus Glidden.

House Joint Resolution No. 37, Joint Resolution in favor of Harold A. Todd.

Taken from Table

On motion of Senator Washburn, the following entitled bill was taken from the table:

Senate Bill No. 64, An Act relative to taking wild deer by residents on their own land.

On motion of the same Senator, the Senate voted to re-commit the above entitled bill to the Committee on Fisheries and Game.

On motion of Senator Caron, the Senate adjourned.

TUESDAY, MAY 17, 1955

The Senate met according to adjournment.

Leave of Absence

Senator LaRoche, District No. 20, was granted leave of absence for the day on account of a death in the family.

Introduction of Guests

The President welcomed to the Senate, former Senator from District No. 6, George H. Tarlson, and former Senator from District No. 4, Winifred G. Wild Tarlson, both of The Weirs.

Announcement

The President announced that the report from the Judicial Council in connection with House Bill No. 51, An Act relative to standards of proof of subversive activities and Senate Bill No. 32, An Act relative to the sale of narcotics to minors, had been received and would be printed in the Calendar of today's Journal.

Introduction of Guest

The President welcomed to the Senate, Mrs. Chester (Florence) Doe of Northwood. Mrs. Doe has recently been

named the New Hampshire Mother of the Year for 1955, and was invited to address the Senate by the President.

Mrs. Doe spoke briefly to the members of the Senate.

Introduction of Senate Bill

Senators Colburn and Paquette introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred:

To the Committee on Judiciary:

Senate Bill No. 100, An Act relative to capital reserve funds of the city of Nashua.

On motion of Senator Paquette, the rules of the Senate were suspended, printing and reference to committee dispensed with, and the bill was placed on its third reading and final passage at the present time.

Committee Reports

Senator Caron, for the Committee on Finance, to whom was referred:

House Joint Resolution No. 24, Joint Resolution in favor of Ada T. Lansdowne.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted, and the joint resolution was ordered to a third reading this afternoon at 2:00 o'clock.

Senator O'Malley, for the Committee on Ways and Means, to whom were referred:

Senate Bill No. 91, An Act relative to trustees of trust funds of the city of Portsmouth.

House Bill No. 431, An Act relating to tax exemption for institutions, societies and corporations not organized, incorporated, conducted, or operated principally for the benefit of New Hampshire residents.

Having considered the same, reported the same without amendments, and recommended their passage.

The reports were accepted, and the bills were ordered to a third reading this afternoon at 2:00 o'clock.

Senator O'Malley, for the Committee on Judiciary, to whom was referred:

Senate Bill No. 88, An Act relative to the formation of railroad corporations.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at 2:00 o'clock.

Senator McMeekin, for the Committee on Engrossed Bills, to whom was referred:

House Bill No. 9, An Act relating to abandoned iceboxes.

Having considered the same, reported the same under Joint Rule No. 6 with the following amendment, and recommended that the bill as amended ought to pass.

Amend section 1 of said bill by striking out the first two lines and inserting in place thereof the following:

1. *Nuisance.* Amend chapter 165 of the Revised Laws (chapter 147, RSA) by inserting after section 36 as inserted by chapter 297, Laws of 1949 the following new section: 37. *Negligence.*

On motion of Senator McMeekin, the Senate voted to adopt the amendment offered by the Committee on Engrossed Bills to the above entitled bill. The bill as amended was sent to the House of Representatives, for concurrence in Senate amendment.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 187, An Act providing for giving notice of claims for damages for skiing injuries.

House Bill No. 399, An Act relative to the construction and inspection of public buildings.

House Bill No. 495, An Act relative to fees for counsel assigned by court in certain cases.

House Bill No. 514, An Act legalizing the annual meeting in the town of Springfield.

House Bill No. 520, An Act changing the name of Claremont building and loan association to Claremont Cooperative Bank.

The message further stated that the House of Representatives has voted to concur with the Honorable Senate in the passage of the following entitled bills sent down from the Honorable Senate:

Senate Bill No. 77, An Act providing that charitable corporations may establish common trust funds.

Senate Bill No. 62, An Act relating to registration of motor boats and outboard motors.

The message further stated that the House of Representatives has voted to non-concur with the Honorable Senate in its amendments to the following entitled bill and asks that a Committee of Conference be appointed:

House Bill No. 249, An Act relative to the New Hampshire shore and beach preservation commission.

The Speaker has appointed as members of such committee on the part of the House, the Messrs. Rainie of Concord, Soucy of Manchester, Ward 1, and Eastman of Weare.

On motion of Senator Foote, the Senate voted to accede to the request of the House of Representatives for a Committee of Conference on the above entitled bill.

Pursuant to the above, the President appointed as members of the committee on the part of the Senate, Senator Adams, District No. 22, and Senator Merrill, District No. 23.

Read and Referred

The following entitled bills, sent up from the House of Representatives, were read a first and second time, and referred:

To the Committee on Judiciary:

House Bill No. 187, An Act providing for giving notice of claims for damages for skiing injuries.

House Bill No. 495, An Act relative to fees for counsel assigned by court in certain cases.

House Bill No. 514, An Act legalizing the annual meeting in the town of Springfield.

To the Committee on Public Works:

House Bill No. 399, An Act relative to the construction and inspection of public buildings.

To the Committee on Banks and Insurance:

House Bill No. 520, An Act changing the name of Claremont building and loan association to Claremont Cooperative Bank.

Special Order

Senator English called for the Special Order, it being consideration of:

House Bill No. 341, An Act relative to payment of tuition of high school pupils.

This bill still on second reading, was open to further amendment.

No amendment being offered, the bill was ordered to a third reading this afternoon at 2:00 o'clock.

On motion of Senator Matthews, the rules of the Senate were so far suspended as to permit all business in order for this afternoon at 2:00 o'clock to be made in order at the present time.

Third Reading of Bills and Joint Resolution

The following entitled bills and joint resolution were read a third time, and passed:

Senate Bill No. 88, An Act relative to the formation of railroad corporations.

Senate Bill No. 91, An Act relative to trustees of trust funds of the city of Portsmouth.

House Bill No. 341, An Act relative to payment of tuition of high school pupils.

House Bill No. 431, An Act relating to tax exemptions for institutions, societies, and corporations not organized, incorporated, conducted, or operated principally for the benefit of New Hampshire residents.

House Joint Resolution No. 24, Joint Resolution in favor of Ada T. Lansdowne.

On motion of Senator Keller, the Senate adjourned.

WEDNESDAY, MAY 18, 1955

The Senate met according to adjournment.

Senator Adams in the Chair.

Introduction of Guests

The President welcomed to the Senate, former Senator Katharine Jackson, who was the guest of Senator English, District No. 11. Also, Mrs. Lena LaRoche, the wife of Senator LaRoche, District No. 20, and Albert Auger, both being the guests of Senator LaRoche, District No. 20.

Introduction of Senate Bills

Senator Matthews introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred:

To the Committee on Judiciary:

Senate Bill No. 101, An Act legalizing the biennial election held in the town of Ellsworth, November 2, 1954.

On motion of Senator Matthews, the Senate voted to dispense with the printing of the above entitled bill.

Senator Merrill introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred:

To the Committee on Judiciary:

Senate Bill No. 102, An Act relating to the exclusive right of the Rye Water District to acquire water rights within a part of the town of Rye.

On motion of Senator Merrill, the Senate voted to dispense with the printing of the above entitled bill.

Committee Reports

Senator Caron, for the Committee on Finance, to whom was referred:

Senate Bill No. 42, An Act relative to revenue of the department of health.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass.

Amend section 1 of said bill by striking out the words "all revenue" and inserting in place thereof the words, two thousand three hundred dollars of the revenue, so that said section as amended shall read as follows:

1. *Division on Alcoholism.* Notwithstanding any provisions to the contrary, two thousand three hundred dollars of the revenue received by the division on alcoholism of the department of health during the fiscal year ending June 30, 1955, in excess of four thousand five hundred dollars may be used by said division pursuant to subsection 3, section 13, chapter 254, Laws of 1947, as amended by section 10, part 19, chapter 5 of the Laws of 1950.

Further amend said bill by striking out Section 2 and re-numbering Section 3 Section 2.

The report was accepted, amendment adopted, and the bill as amended was ordered to a third reading this afternoon at 2:00 o'clock.

Senator Caron, for the Committee on Finance, to whom was referred:

House Bill No. 503, An Act relative to funds for development of the port of Portsmouth.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass.

Amend section 1 of said bill by inserting after the words "Revised Laws" the following: as inserted by section 2, chapter 220, Laws of 1953 (section 11, chapter 12 R S A) so that said section as amended shall read as follows:

1. *Funds Extended.* The appropriation provided for by section 43-b of chapter 27 of the Revised Laws, as inserted by section 2, chapter 220, Laws of 1953 (section 11, chapter 12 R S A) to be expended under the direction of the planning and development commission shall be a continuing appropriation and shall not lapse.

The report was accepted, amendment adopted, and the bill as amended was ordered to a third reading this afternoon at 2:00 o'clock.

Senator O'Malley, for the Committee on Ways and Means, to whom was referred:

House Bill No. 358, An Act relative to fees for business, voluntary and foreign corporations.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass.

Amend section 13 of the bill by striking out the entire section and inserting in place thereof the following: 13. *Effective Date.* This act shall take effect upon July 2, 1955.

The report was accepted, amendment adopted, and the bill as amended was ordered to a third reading this afternoon at 2:00 o'clock.

Senator O'Malley, for the Committee on Judiciary, to whom was referred:

House Bill No. 457, An Act providing for a study of the jurisdiction of municipal courts or district courts.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass.

Amend Section 2 of the bill by striking out said section and inserting in place thereof the following new sections:

New Section 2: The Judicial Council shall complete such portion of its report, if any, which may embody constitutional changes prior to the convening of the next Constitutional Convention and shall submit such portion of its report to that body.

Section 3: The Judicial Council shall particularly inquire into the advisability of establishing special courts for the administration of juvenile cases.

Section 4: There is hereby appropriated the sum of twenty-five hundred dollars for the use of the Judicial Council in effectuating the purposes of this act.

Further amend the bill by renumbering Section 2 to read Section 5.

The report was accepted, amendment adopted, and the bill as amended was referred to the Committee on Finance, under the rules.

On motion of Senator Powell, the rules of the Senate were so far suspended as to permit the introduction of a committee report not previously advertised in the Journal.

Senator Caron, for the Committee on Military and Veterans' Affairs, to whom was referred:

Concurrent resolution relating to the electrical fixtures in the rotunda of the State House.

That modern lighting fixtures be installed around the perimeter of the rotunda of the State House and that the two chandeliers presently installed be retained.

Having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted, and the recommendation of the committee, inexpedient to legislate, was adopted.

Engrossed Bills

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled Senate and House bills and House joint resolutions:

Senate Bill No. 16, An Act relative to special sessions of probate courts.

Senate Bill No. 81, An Act relative to the charter of the Plymouth Guaranty Savings Bank.

House Bill No. 88, An Act relative to penalty for failure to surrender motor vehicle license, registration or number plate upon demand and relative to special number plates.

House Bill No. 110, An Act relative to agricultural vehicles and trucks.

House Bill No. 120, An Act relating to holidays.

House Bill No. 138, An Act relative to forest fire protection and appointment of wardens.

House Bill No. 192, An Act providing for a study of the manner of apportioning the cost of construction and maintenance of highway and railroad underpasses and overpasses.

House Bill No. 209, An Act relating to school superintendents in the state employees' retirement system.

House Bill No. 254, An Act relative to a report of birth.

House Bill No. 383, An Act relative to the distribution of property to legatees, distributees or beneficiaries outside the United States.

House Bill No. 428, An Act relative to the powers of the credit committee of, and sale of checks by, credit unions.

House Bill No. 439, An Act relative to Alexander Cemetery Association.

House Bill No. 452, An Act relative to bread enrichment and oleomargarine.

House Bill No. 458, An Act relating to regular sessions of the Hillsborough county probate court.

House Bill No. 471, An Act establishing certain positions at the state hospital.

House Bill No. 478, An Act relative to board of veterinary examiners and qualifications for veterinary licenses.

House Bill No. 479, An Act requiring certificates to be filed by selectmen with tax commission to be used in determining average rate of taxation.

House Bill No. 431, An Act relating to tax exemption for institutions, societies and corporations not organized, incorporated, conducted, or operated for the benefit of New Hampshire residents.

House Bill No. 507, An Act relative to mileage allowances for members of the general court who work on non-legislative days.

House Joint Resolution No. 23, Joint Resolution in favor of Augustus Glidden.

House Joint Resolution No. 32, Joint Resolution in favor of Alex E. Demers.

House Joint Resolution No. 37, Joint Resolution in favor of Harold A. Todd.

House Joint Resolution No. 24, Joint Resolution in favor of Ada T. Lansdowne.

IRENE W. LANDERS,
For the Committee.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bills and joint resolution, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 416, An Act relative to insane persons.

House Bill No. 427, An Act relative to the ward lines of the city of Dover.

House Joint Resolution No. 54, Joint Resolution in favor of the estate of Joseph L. Boutin.

The message further stated that the House of Representatives has voted to concur with the Honorable Senate in its amendments to the following entitled bills:

House Bill No. 214, An Act relative to requirement of financial responsibility after judgment of court.

House Bill No. 413, An Act relative to the payment of motor vehicle road tolls by counties.

The message further stated that the House of Representatives has voted to concur with the Honorable Senate in the passage of the following entitled bills, sent down from the Honorable Senate:

Senate Bill No. 15, An Act relating to abatement procedures.

Senate Bill No. 47, An Act relative to care and treatment of sexual psychopaths.

The message further stated that the House of Representatives has voted to non-concur with the Honorable Senate in the passage of the following entitled bill, sent down from the Honorable Senate:

Senate Bill No. 26, An Act relating to the registration of pharmacists.

The message further stated that the House of Representatives has voted to adopt the amendments offered by the Committee on Engrossed Bills, to the following Senate bills, in the adoption of which amendments the House of Representatives asks the concurrence of the Honorable Senate:

Senate Bill No. 62, An Act relating to registration of motor boats and outboard motors.

Amend section 1 of said bill by striking out the first two lines and inserting in place thereof the following:

1. *Motor Boats and Outboard Motors.* Amend section 15 of chapter 181 of the Revised Laws (section 17, chapter 270, RSA) by striking out said section and inserting in place thereof the

Amend section 2 of said bill by striking out the first line and inserting in place thereof the following:

2. *Violation of Chapter.* Amend section 16 of chapter 181 of the Revised Laws (section 18, chapter 270, RSA)

Senate Bill No. 77, An Act providing that charitable corporations may establish common trust funds.

Amend section 1 of said bill by striking out the first three lines and inserting in place thereof the following:

1. *Common Trust Funds.* Amend chapter 272 of the Revised Laws (chapter 292, RSA) by inserting after section 16, as inserted by chapter 88, Laws of 1955, the following new subdivision:

Common Trust Funds

17. Charitable Corporations.

Further amend said section 1 of said bill by renumbering the sections now numbered 15, 16 and 17 to read 18, 19 and 20, respectively.

Further amend said section 1 of said bill by striking out the figure "15" in the twenty-seventh line and inserting in place thereof the figure, 18.

On motion of Senator McMeekin, the Senate voted to concur in the adoption of the amendments to the above entitled bills, offered by the Committee on Engrossed Bills.

Read and Referred

The following entitled bills and joint resolution, sent up from the House of Representatives, were read a first and second time, and referred:

To the Committee on Judiciary:

House Bill No. 416, An Act relative to insane persons.

House Bill No. 427, An Act relative to the ward lines of the city of Dover.

To the Committee on Finance:

House Joint Resolution No. 54, Joint Resolution in favor of the estate of Joseph L. Boutin.

On motion of Senator Merrill, the rules of the Senate were suspended, reference to committee dispensed with, and the above captioned Joint Resolution was placed on its third reading and final passage at the present time.

On motion of Senator Foote, the following resolution was adopted:

Resolved, That the Senate accept the kind invitation extended by Senator Lamontagne of District No. 1, to visit the Brown Company at Berlin, and to inspect the facilities atop Mount Washington, including the carriage road, on Wednesday, June 1, and that the Senate meet and discharge its usual responsibilities on the following Friday.

On motion of Senator English, the Senate voted to consider the vote whereby it adopted the resolution offered by Senator Foote.

Upon the request of Senator Daniel, the President declared a two minute recess.

(Recess)

The Senate re-assembled.

Senator Foote offered the following resolution, and moved its adoption:

Resolved, That the Senate accept the kind invitation extended by Senator Lamontagne of District No. 1 to visit the Brown Company at Berlin, and to inspect the facilities atop Mount Washington, including the carriage road, on Wednesday, June 1.

(Discussion ensued)

Senators Foote, Cleveland and Packard spoke in favor of the motion.

Senators Ferguson and McMeekin spoke against the motion.

On motion of Senator Packard, the Senate voted to resolve itself into a Committee of the Whole.

The President appointed Senator McMeekin as Chairman of said Committee.

The Senate re-assembled.

(Senator Adams in the Chair)

The President inquired of Senator McMeekin, the Chairman of the Committee as a Whole, if he desired to report the decision of the committee.

Senator McMeekin replied that there was no report to be presented at this time.

Question being stated: Shall the resolution offered by Senator Foote be now adopted?

On a *viva voce* vote, the affirmative prevailed, and the above resolution was adopted.

On motion of Senator Matthews, the rules of the Senate were so far suspended as to permit all business in order for this afternoon at 2:00 o'clock to be made in order at the present time.

Third Reading of Bills

The following entitled bills were read a third time, and passed:

Senate Bill No. 42, An Act relative to revenue of the department of health.

House Bill No. 358, An Act relative to fees for business, voluntary and foreign corporations.

House Bill No. 503, An Act relative to funds for development of the port of Portsmouth.

On motion of Senator Lamontagne, the Senate adjourned.

THURSDAY, MAY 19, 1955

The Senate met according to adjournment.

Leave of Absence

Senator Smalley, District No. 21, was granted leave of absence for the day on account of illness.

Committee Reports

Senator LaRoche, for the Joint Committee on Fisheries and Game and Judiciary, to whom was referred:

House Bill No. 215, An Act relative to the posting of land adjacent to woodlands.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass.

Amend section 1 of the bill by striking out the second sentence.

Amend section 2 by striking out the last sentence and inserting in place thereof the following new sentence: Nothing herein contained shall prevent any owner from adding to the language herein required such additional warning words as "children", "inhabited house nearby", "livestock", etc.

The report was accepted, amendment adopted, and the bill as amended was ordered to a third reading this afternoon at 2:00 o'clock.

Senator LaRoche, for the Joint Committee on Fisheries and Game and Judiciary, to whom was referred:

House Bill No. 218, An Act relative to the posting of land.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at 2:00 o'clock.

Senator O'Malley, for the Committee on Judiciary, to whom was referred:

House Bill No. 499, An Act to increase the borrowing power of the Goffstown Village Precinct and legalize the proceedings of its annual meeting of March 15, 1955.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at 2:00 o'clock.

Senator Caron, for the Committee on Military and Veterans' Affairs, to whom was referred:

House Bill No. 140, An Act relating to the New Hampshire Veterans' Association.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass.

Amend section 1 of said bill by striking out the same and inserting in place thereof the following:

1. *New Hampshire Veterans' Association.* Amend section 2 of chapter 161, Laws of 1881, as amended by chapter 270, Laws of 1921 and by chapter 331, Laws of 1925, by inserting after the word "exceeding" in the fourth line the

words, one hundred and, so that said section as amended shall read as follows: Sect. 2. Said corporation may purchase, take, and hold by deed, lease, gift, devise, or otherwise, real and personal estate for the purposes of said corporation to an amount not exceeding one hundred and fifty thousand dollars, and may improve, use, sell, lease, and convey, or otherwise dispose of the same at pleasure.

The report was accepted, amendment adopted, and the bill as amended was ordered to a third reading this afternoon at 2:00 o'clock.

Senator Caron, for the Committee on Military and Veterans' Affairs, to whom was referred:

House Bill No. 449, An Act relative to insertion of names of veterans on checklists.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass.

Amend section 1 of the bill by striking out in line 8 the words "veteran or a" so that said section as amended shall read as follows: 1. *Checklists.* Amend section 16 of chapter 32 of the Revised Laws, as amended by section 5, chapter 81, Laws of 1943 (section 18, chapter 55, RSA) by striking out said section and inserting in place thereof the following: 16. *Conclusiveness of List.* All persons whose names are entered upon the check-list as thus corrected shall be deemed to be legal voters in the town; and no person whose name is not upon the list shall be allowed to vote, unless it clearly appears that the name of said person has been omitted from said list by clerical error or mistake, or where the person is a serviceman on leave by reason of such service was not in the town or city of his legal residence at the time of the last session of the supervisors, and then only by vote of the majority of the board.

The report was accepted, and amendment adopted.

The bill still being on its second reading and open to further amendment, Senator McMeekin offered the following amendment, and moved its adoption:

Amend the title of the bill by striking out the word "veteran" and inserting in place thereof the word, servicemen, so that said title as amended shall read as follows:

An Act relative to insertion of names of servicemen on checklists.

On a *viva voce* vote, the affirmative prevailed, and the bill as amended was ordered to a third reading this afternoon at 2:00 o'clock.

On motion of Senator Merrill, the rules of the Senate were suspended to permit the introduction of a committee report not previously advertised in the Journal.

Senator Caron, for the Committee on Finance, to whom was referred:

House Bill No. 311, An Act relative to the construction of a dormitory for women at the University of New Hampshire, and to be liquidated from income.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass:

Amend Section 3 of the bill by striking out in line 9 the word "earlier" and inserting in place thereof the word "later." Further amend said section by inserting after the word "be" in line twelve the following words: "signed by the treasurer and," so that said section shall read as follows:

3. *State Bonds or Notes.* The governor, upon receipt of a request from the board of trustees of the university, and by and with the consent of the council, may direct the state treasurer to borrow upon the faith and credit of the state a sum not exceeding three hundred twelve thousand, five hundred dollars for the purpose of carrying into effect the provisions of this act, and for said purpose may issue bonds in the name and on behalf of the state at a rate of interest to be determined by the governor and council. The maturity dates of such bonds shall be determined by the governor and council, but in no case shall they be later than twenty years from the date of issue. The bonds shall be in such form and denomination as the governor and council shall determine, may be registerable as to both principal and interest, shall be signed by the treasurer and countersigned by the governor and shall be deemed a pledge of the faith and credit of the state. The secretary of state shall keep an account of all such bonds showing the number and amount of each, the time of countersigning, the date of delivery to the state treasurer and the

date of maturity. The state treasurer shall keep an account of each bond showing the number thereof, the name of the person to whom sold, the amount received from the same, the date of the sale and the date of maturity.

The report was accepted, amendment adopted, and the bill as amended was ordered to a third reading this afternoon at 2:00 o'clock.

Engrossed Bills

The Committee on Engrossed Bills have examined and found correctly engrossed the following Senate and House bills and House joint resolution:

House Bill No. 9, An Act relating to abandoned iceboxes.

Senate Bill No. 62, An Act relating to registration of motor boats and outboard motors.

Senate Bill No. 77, An Act providing that charitable corporations may establish common trust funds.

House Joint Resolution No. 54, Joint Resolution in favor of the estate of Joseph L. Boutin.

LAURIER A. LAMONTAGNE,
For the Committee.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bills and joint resolution, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 142, An Act relative to employment, suspension and dismissal of teachers.

House Bill No. 277, An Act relative to the storing of explosives.

House Joint Resolution No. 55, Joint Resolution relating to the "Actuarial Study Report".

The message further stated that the House of Representatives had passed the following Concurrent Resolution, in the passage of which it asks the concurrence of the Honorable Senate:

Whereas, Governor Lane Dwinell has invited Dwight D. Eisenhower, President of the United States, to visit the state of New Hampshire, therefore be it

Resolved by the House of Representatives, the Senate concurring, That the General Court of New Hampshire extend to President Dwight D. Eisenhower a cordial invitation to address that body at a time when it is agreeable to him.

On motion of Senator McMeekin, the Senate voted to concur in the adoption of the above Concurrent Resolution.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its adoption of the amendments offered by the Committee on Engrossed Bills to the following entitled bill:

House Bill No. 9, An Act relating to abandoned iceboxes.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its amendments to the following entitled bill:

House Bill No. 341, An Act relative to payment of tuition of high school pupils.

Read and Referred

The following entitled bills and joint resolution, sent up from the House of Representatives, were read a first and second time and referred:

To the Committee on Education:

House Bill No. 142, An Act relative to employment, suspension and dismissal of teachers.

To the Committee on Judiciary:

House Bill No. 277, An Act relative to the storing of explosives.

To the Committee on Finance:

House Joint Resolution No. 55, Joint Resolution relating to the "Actuarial Study Report".

On motion of Senator McMeekin, the order whereby House Joint Resolution No. 55, Joint Resolution relating to the "Actuarial Study Report", was referred to the Committee on Finance was vacated. The rules were suspended, and the above captioned joint resolution was ordered to a third reading and final passage at the present time.

The President requested Senator Ferguson to assume the Chair.

Senator Ferguson in the Chair.

On motion of Senator Matthews, the rules of the Senate were so far suspended as to permit all business in order for this afternoon at 2:00 o'clock to be made in order at the present time, and that when the Senate adjourns today, it be to meet next Tuesday morning at 11:00 o'clock.

Third Reading of Bills

The following entitled bills were read a third time, and passed:

House Bill No. 140, An Act relating to the New Hampshire Veterans' Association.

House Bill No. 215, An Act relative to the posting of land adjacent to woodlands.

House Bill No. 218, An Act relative to the posting of land.

House Bill No. 311, An Act relative to the construction of a dormitory for women at the University of New Hampshire, and to be liquidated from income.

House Bill No. 449, An Act relative to insertion of names of servicemen on checklists.

House Bill No. 499, An Act to increase the borrowing power of the Goffstown Village Precinct and legalize the proceedings of its annual meeting of March 15, 1955.

On motion of Senator Paquette, the Senate adjourned.

TUESDAY, MAY 24, 1955

The Senate met according to adjournment.

Introduction of Guests

The President welcomed to the Senate Mr. William O'Brien of Rochester, who was the guest of Senator LaRoche, District No. 20.

Senator Adams introduced to the Senate, Trooper Clifton W. Smith of Salem, New Hampshire, and Trooper William E. Gilson, Salem, New Hampshire, the first and second prize winners in the English police training scholarship contest

sponsored by the Frances G. Lee Foundation. Those eligible to compete in the examination were employees of State Police departments of many of the states and Canada who had graduated from the Harvard Medical-Legal Training School. Trooper Smith, as first prize winner, will go to England for a 12 or 13 weeks' course in English police procedure. Trooper Gilson received \$100 cash, as second prize.

Committee Reports

Senator Caron, for the Committee on Finance, to whom were referred:

Senate Bill No. 89, An Act relative to purchases by the director of purchase and property.

Senate Bill No. 90, An Act relative to emergency purchases by the division of purchase and property.

House Joint Resolution No. 33, Joint Resolution in favor of Harry Pierce.

Having considered the same, reported the same without amendments, and recommended their passage.

The reports were accepted, and the bills and joint resolution were ordered to a third reading this afternoon at 2:00 o'clock.

Senator Caron, for the Committee on Finance, to whom was referred:

Senate Bill No. 97, An Act relative to the establishment of a centralized bureau for the reproduction of state documents.

Having considered the same, reported the same without amendment and recommended its passage.

The report was accepted.

The bill being on second reading, and open to further amendment, Senator Merrill offered the following amendment, and moved its adoption:

Amend section 1 of the bill by striking out the words "original documents" and inserting in place thereof the following, forms, letters, papers, reports and the like, so that said section shall read as follows:

1. *Authority Granted.* The Governor, whenever he finds that it would be in the best interests of the State to do so, may establish within any Department of the State a bureau for

the mimeographing, photostating, multilithing, microfilming, or reproducing by any other similar methods, of forms, letters, papers, reports and the like for the various State Departments and agencies.

On a *viva voce* vote, the affirmative prevailed, the amendment was adopted, and the bill as amended was ordered to a third reading this afternoon at 2:00 o'clock.

Senator O'Malley, for the Committee on Ways and Means, to whom were referred:

House Bill No. 493, An Act relative to tax exemption for certain installations controlling the disposal of industrial wastes.

House Bill No. 502, An Act relative to the salaries of the sheriff and treasurer of Coos county.

Having considered the same, reported the same without amendments and recommended their passage.

The reports were accepted, and the bills were ordered to a third reading this afternoon at 2:00 o'clock.

Senator English, for the Committee on Resources, Recreation and Development, to whom were referred:

House Bill No. 58, An Act providing for the classification of certain surface waters in Cheshire county.

House Bill No. 293, An Act providing penalties for throwing refuse on public waters and lands bordering the same.

Having considered the same, reported the same without amendments, and recommended their passage.

The reports were accepted, and the bills were ordered to a third reading this afternoon at 2:00 o'clock.

Senator Packard, for the Committee on Public Welfare and State Institutions, to whom was referred:

House Joint Resolution No. 18, Joint Resolution relative to fire protection for the state house.

Having considered the same, reported the same without recommendation.

The report was accepted, and the joint resolution was referred to the Committee on Finance, under the rules.

Senator O'Malley, for the Committee on Judiciary, to whom were referred:

Senate Bill No. 93, An Act legalizing certain action at the Plainfield School district meeting.

House Bill No. 506, An Act relative to the salary of the justice of the Keene municipal court.

House Bill No. 200, An Act relative to the powers of the board of medical examiners.

House Bill No. 514, An Act legalizing the annual meeting in the town of Springfield.

Having considered the same, reported the same without amendments, and recommended their passage.

The reports were accepted, and the bills were ordered to a third reading this afternoon at 2:00 o'clock.

Senator O'Malley, for the Committee on Judiciary, to whom was referred:

Senate Bill No. 80, An Act relative to removal of public officials and employees.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass.

Amend section 1 of said bill by striking out the same and inserting in place thereof the following:

1. *Public Officials and Employees.* Amend chapter 43 of the Revised Laws (chapter 95, RSA) by inserting at the end thereof the following new subdivision:

Removal from Office

5. *Municipal Officials and Employees.* Except as otherwise herein provided no appointed official or employee of a municipal subdivision of this state shall be removed or discharged from his office or employment until or unless a public hearing has been had by the appointing authority and the official or employee has been furnished with a written statement of the charges against him and the names of the witnesses who preferred the charges.

6. *Hearing.* The public hearing on such removal shall be held not less than ten nor more than thirty days after the written notice of removal has been sent to the official or employee, provided, however, that the official or employee may waive his right to a public hearing on the charges against him. If the public hearing is held the official or employee shall have an opportunity by himself or by his counsel to interrogate the witnesses appearing against him.

7. *Suspension.* Where the official or employee is charged with being guilty of a crime the appointing authority may suspend the official or employee without pay pending the hearing.

8. *Declaration of Results of Hearing.* At the conclusion of the hearing the appointing authority shall review the evidence presented and shall within five days by written notice advise the official or employee of the final determination of the appointing authority. Provided that except in cases under section 7 the pay of the official or employee shall not be withheld during the time the hearing is pending and until final determination of the matter.

9. *Exceptions.* Nothing in this subdivision shall be construed as prohibiting a municipality from discharging an official or employee in cases where there is insufficient money appropriated to continue the work being done by such official or employee or where departments of the municipality are combined for reasons of economy. Further provided that the provisions of this subdivision shall not be deemed to apply to temporary employees.

10. *Application of Statute.* The provisions of this subdivision shall apply to all cities and all acts or parts of acts, relative to a city charter which are inconsistent with the provisions hereof shall be repealed to the extent of such inconsistency.

Further amend said bill by renumbering section 2 to read section 3.

The report was accepted, amendment adopted, and the bill as amended was ordered to a third reading this afternoon at 2:00 o'clock.

Senator O'Malley, for the Committee on Judiciary, to whom was referred:

Senate Bill No. 32, An Act relative to the sale of narcotics to minors.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass:

Amend said bill by striking out all after the enacting clause and inserting in place thereof the following:

1. *Narcotics*. Amend chapter 256 of the Revised Laws (chapter 318, RSA) by inserting after section 50 as amended by section 4, chapter 258, Laws of 1947 and section 7, chapter 224, Laws of 1951, the following new section:

50-a. *Penalty, Sale to Minors*. Any person who shall violate the provisions of section 50 of this chapter by selling, exchanging, delivering, exposing for sale, giving away, or having in his possession or custody with intent to sell, exchange, deliver or give away to a minor shall be imprisoned for not less than three years nor more than ten years for a first conviction; for not less than five years nor more than fifteen years for a second conviction; and not less than fifteen years nor more than thirty years for a third conviction.

2. *Takes Effect*. This act shall take effect upon its passage.

The report was accepted, amendment adopted, and the bill as amended was ordered to a third reading this afternoon at 2:00 o'clock.

Senator O'Malley, for the Committee on Judiciary, to whom was referred:

House Bill No. 65, An Act relative to liability in the operation of aircraft.

Having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted.

On motion of Senator Cleveland, the bill was re-committed to the Committee on Judiciary.

Senator O'Malley, for the Committee on Judiciary, to whom was referred:

Senate Bill No. 94, An Act establishing a chief judge of probate.

Having considered the same, reported the same with the recommendation that the bill be referred to the Judicial Council.

The report was accepted, and the recommendation of the committee was adopted.

Senator O'Malley, for the Committee on Judiciary, to whom was referred:

House Bill No. 403, An Act relating to the preservation of private business records and to make uniform the law with reference thereto.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass:

Amend section 5 of the bill by striking out the entire section and inserting in place thereof the following new section: 5. *Construction.* This chapter shall be so interpreted and construed as to effectuate its general purpose to make uniform the law of those states which enact it; but it shall not be interpreted and construed as requiring the preservation of business records for any longer period than they are now required by law to be preserved.

The report was accepted, amendment adopted, and the bill as amended was ordered to a third reading this afternoon at 2:00 o'clock.

On motion of Senator Cleveland, the rules of the Senate were suspended to permit the introduction of a Committee Report not previously advertised in the Journal.

Senator O'Malley, for the Joint Committee on Judiciary, Finance and Education, to whom was referred:

Senate Bill No. 41, An Act to provide assistance for education in the academies, seminaries of learning, colleges and other educational institutions of this state.

Having considered the same, reported the same with a proposed new draft, and requested that the Supreme Court be requested to rule upon the constitutionality of the new draft.

The report was accepted, and the recommendation of the committee was adopted.

On motion of Senator Cleveland, the President was authorized to submit to the Supreme Court for their opinion as to the constitutionality of the proposed new draft of the above entitled bill.

Engrossed Bills

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled Senate and House bills, and House joint resolution:

Senate Bill No. 15, An Act relating to abatement procedures.

Senate Bill No. 47, An Act relative to the care and treatment of sexual psychopaths.

House Bill No. 214, An Act relative to requirement of financial responsibility after judgment of court.

House Bill No. 218, An Act relative to the posting of land.

House Bill No. 341, An Act relative to payment of tuition of high school pupils.

House Bill No. 499, An Act to increase the borrowing power of the Goffstown Village Precinct and legalize the proceedings of its annual meeting of March 15, 1955.

House Joint Resolution No. 55, Joint Resolution relating to the "Actuarial Study Report."

IRENE W. LANDERS,
For the Committee.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed a joint resolution with the following caption, in the passage of which it asks the concurrence of the Honorable Senate:

House Joint Resolution No. 56, Joint Resolution in favor of the estate of Edith P. Atkins.

Read and Referred

The following captioned joint resolution, sent up from the House of Representatives, was read a first and second time, and referred to the Committee on Finance:

House Joint Resolution No. 56, Joint Resolution in favor of the estate of Edith P. Atkins.

On motion of Senator McMeekin, the order whereby the above captioned joint resolution was referred to the Committee on Finance was vacated.

On motion of the same Senator, the rules were suspended and the above captioned joint resolution was placed on its third reading and final passage at the present time.

The President declared a three minute recess.

(Recess)

The Senate re-assembled.

Senator McMeekin, for the Sub-committee of the Whole, offered the following report:

The Sub-committee having considered the same, report with the following resolution:

That the Senate meet in regular session at 8:00 a. m. the morning of Wednesday, June 1, to transact their business. Following completion of same, the Senate will then embark on their trip to Berlin, to visit the Brown Company, and to inspect the facilities atop Mount Washington, including the carriage road.

The report was accepted, and the recommendation of the committee was adopted.

On motion of Senator Matthews, the rules of the Senate were so far suspended as to permit all business in order for this afternoon at 2:00 o'clock to be made in order at the present time.

Third Reading of Bills and Joint Resolution

The following entitled bills and captioned joint resolution were read a third time, and passed:

Senate Bill No. 32, An Act relative to the sale of narcotics to minors.

Senate Bill No. 80, An Act relative to removal of public officials and employees.

Senate Bill No. 89, An Act relative to purchases by the director of purchase and property.

Senate Bill No. 90, An Act relative to emergency purchases by the division of purchase and property.

Senate Bill No. 93, An Act legalizing certain action at the Plainfield school district meeting.

Senate Bill No. 97, An Act relative to the establishment of a centralized bureau for the reproduction of state documents.

House Bill No. 58, An Act providing for the classification of certain surface waters in Cheshire county.

House Bill No. 200, An Act relative to the powers of the board of medical examiners.

House Bill No. 293, An Act providing penalties for throwing refuse on public waters and lands bordering the same.

House Bill No. 403, An Act relating to the preservation of private business records and to make uniform the law with reference thereto.

House Bill No. 493, An Act relative to tax exemption for certain installations controlling the disposal of industrial wastes.

House Bill No. 502, An Act relative to the salaries of the sheriff and treasurer of Coos county.

House Bill No. 506, An Act relative to the salary of the justice of the Keene municipal court.

House Bill No. 514, An Act legalizing the annual meeting in the town of Springfield.

House Joint Resolution No. 33, Joint Resolution in favor of Harry Pierce.

On motion of Senator LaRoche, the Senate adjourned.

WEDNESDAY, MAY 25, 1955

The Senate met according to adjournment.

Introduction of Senate Bill

Senator Washburn introduced the following entitled bill, which was read a first and second time:

Senate Bill No. 103, An Act concerning Wolfeboro Village Fire precinct.

On motion of Senator Washburn, the Senate voted to dispense with printing and reference to committee of the above entitled bill.

On motion of the same Senator, the rules of the Senate were so far suspended as to place the above entitled bill on its third reading and final passage at the present time.

Committee Reports

Senator English, for the Committee on Resources, Recreation and Development, to whom was referred:

House Bill No. 250, An Act relative to the forestry and recreation insurance coverage.

Having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted.

(Discussion ensued)

Question being on the adoption of the resolution offered by the Committee on Resources, Recreation and Development on the above entitled bill.

On a *viva voce* vote, the Chair was in doubt, and requested a division.

Sixteen Senators having voted in the affirmative, and three Senators having voted in the negative, the affirmative prevailed, and the resolution of the committee was adopted.

Senator Cleveland desired to be recorded as voting against the adoption of the resolution of the committee.

Senator O'Malley, for the Committee on Judiciary, to whom was referred:

House Bill No. 415, An Act relative to neglect of husband or father to support wife and children and neglect of mother.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass.

Amend the title of said bill by inserting at the end thereof the words, and relative to temporary court orders in annulment proceedings and divorces, so that said title as amended shall read as follows:

An Act relative to neglect of husband or father to support wife and children and neglect of mother, and relative to temporary court orders in annulment proceedings and divorces.

Amend said bill by inserting after section 2 the following new sections:

3. *Annulment Proceedings*. Amend chapter 339 of the Revised Laws (chapter 458, RSA) by inserting after section 14 the following new section: 14-a. *Temporary Orders*. After the filing of a libel for annulment or for a decree of nullity by a husband, the superior court, or any justice thereof, may, on petition of the wife, order a temporary allowance to be

paid to the wife by the husband for her support during the pendency of the libel, and on the petition of either party, may make such order respecting the custody and maintenance of the minor children of the parties as shall be deemed expedient and for the benefit of the children.

4. *Orders in Cases of Out of State Divorce.* Amend chapter 339 of the Revised Laws (chapter 458, RSA) by inserting after section 16 the following new section: 16-a. *Alimony and Support.* The superior court shall have jurisdiction to make such orders of alimony to a divorced wife or of support to the children of divorced parents as justice shall require in cases where the decree of divorce was not granted in this jurisdiction even though said divorce decree makes provision for alimony and support, provided the wife and children are domiciled in this jurisdiction and the husband is served with process in this jurisdiction.

Further amend said bill by renumbering section 2 to read section 5.

The report was accepted, amendment adopted, and the bill as amended was ordered to a third reading this afternoon at 2:00 o'clock.

Senator O'Malley, for the Committee on Judiciary, to whom was referred:

House Bill No. 51, An Act relative to standards of proof of subversive activities.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass.

Amend the title of the bill by striking out the same and inserting in place thereof the following:

An Act relative to evidence of membership or participation in subversive organizations.

Amend section 1 of said bill by striking out all before the paragraph numbered (2) and inserting in place thereof the following:

1. *Membership or Participation in Subversive Organizations.* Amend chapter 457-A of the Revised Laws, as inserted by chapter 193, Laws of 1951 (section 3, chapter 588 R S A) by inserting after section 3 the following new sections: 3-a.

Evidence of Membership or Participation. In determining membership or participation in a subversive organization or a foreign subversive organization as defined in this chapter, or knowledge of the purpose or objective of such organization, the jury, under instructions from the court, may consider evidence, if presented, as to whether the accused person to his knowledge: (1) has been listed as a member in any book or any of the lists, records, correspondence, or any other document of the organization:

Amend paragraph (7) of section 1 of said bill by striking out the words "to his knowledge" so that said paragraph as amended shall read as follows: (7) Has been accepted as an officer or member of the organization or as one to be called upon for services by other officers or members of the organization:

Further amend said bill by inserting after section 3-a as inserted by section 1 of the bill, the following:

3-b. *Construction.* Nothing in section 3-a shall be construed to limit the supervisory power of the court over the admission and exclusion of evidence or over the sufficiency of the evidence as a whole.

Amend paragraph (14) of section 1 of said bill by striking out the words "the Communist Party or any other organization" and inserting in place thereof the words, a subversive organization or a foreign subversive organization, so that said paragraph as amended shall read as follows:

(14) The enumeration of the above subjects of evidence on membership or participation in a subversive organization or a foreign subversive organization as above defined, shall not limit the inquiry into and consideration of any other subject of evidence on membership and participation as herein stated.

The report was accepted, amendment adopted, and the bill as amended was ordered to a third reading this afternoon at 2:00 o'clock.

On motion of Senator Cleveland, the President declared a two minute recess.

(Recess)

The Senate re-assembled.

Senator O'Malley, for the Committee on Judiciary, to whom was referred:

Senate Bill No. 57, An Act relative to the solicitation of bribes.

Having considered the same, reported the same with the recommendation that the bill be referred to the Supreme Court for an opinion as to whether section 26 of chapter 457 as presently written and as Senate Bill No. 57 proposes to amend, as to whether or not all employees of the State are covered by this law.

The report was accepted.

On motion of Senator Cleveland, the Senate voted to recommit the above entitled bill to the Committee on Judiciary, for further consideration.

On motion of Senator Cleveland, the rules of the Senate were suspended to permit the introduction of a committee report not previously advertised in the Journal.

Senator O'Malley, for the Committee on Judiciary, to whom was referred:

House Bill No. 47, An Act relative to investigation of subversive activities.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted, and the bill was referred to the Committee on Finance under the rules.

Senator Cleveland informed the Senate that he was against the bill in its present form and had intended to have at least two amendments ready to offer. But rather than take the time at the session, and as long as the bill must be referred to the Committee on Finance under the rules, he wished to advise the Senate that at the time the bill was to be taken up by the Committee on Finance, he would offer at least two amendments to the bill at that time.

Senator McMeekin, for the Committee on Engrossed Bills, to whom was referred:

House Bill No. 506, An Act relative to the salary of the justice of the Keene municipal court.

Having considered the same, reported the same under Joint Rule No. 6 with the following amendment, and recommended that the bill as amended ought to pass.

Amend section 1 of said bill by inserting after the third line the following, and chapter 133 of the Laws of 1955.

Further amend said section 1 by striking out the words "in Portsmouth, one thousand eight," and inserting in place thereof the words, in Portsmouth, two thousand five.

On motion of Senator McMeekin, the Senate voted to adopt the amendments to the above entitled bill offered by the Committee on Engrossed Bills, and the bill was sent to the House of Representatives for concurrence in Senate amendment.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 13, An Act relative to mileage for members of the legislature.

House Bill No. 53, An Act relative to highway appropriations.

House Bill No. 174, An Act providing funds for highway improvement.

House Bill No. 195 (In New Draft), An Act to provide for the giving of security by owners and operators of aircraft involved in accidents and to provide for administration thereof.

House Bill No. 307, An Act to increase the salaries of the county commissioners, the county sheriff, and the county solicitor of Hillsborough county.

House Bill No. 335, An Act to change the fees for the licenses and permits of practical nurses.

House Bill No. 355, An Act relating to the assessment of the expenses of the public utilities commission against certain public utilities.

House Bill No. 397, An Act to establish a comfort station at North Beach in Hampton.

House Bill No. 401, An Act to change the method of appointment of members of the New Hampshire commissioners of the Northeastern Forest Fire Commission.

House Bill No. 447, An Act amending the charter of the city of Claremont.

House Bill No. 483, An Act legalizing the proceedings of the Campton Village precinct meeting held on March 29, 1955.

The message further stated that the House of Representatives has voted to concur with the Honorable Senate in its amendments to the following entitled bills:

House Bill No. 215, An Act relative to the posting of land adjacent to woodlands.

House Bill No. 311, An Act relative to the construction of a dormitory for women at the University of New Hampshire, and to be liquidated from income.

House Bill No. 358, An Act relative to fees for business, voluntary and foreign corporations.

House Bill No. 503, An Act relative to funds for development of the port of Portsmouth.

The message further stated that the House of Representatives has voted to concur with the Honorable Senate in the passage of the following entitled bills, sent down from the Honorable Senate:

Senate Bill No. 52, An Act relative to increasing certain penalties.

Senate Bill No. 76, An Act relative to assessment of damages and basis of liability for change of grade in construction on maintenance of highways in towns.

The message further stated that the House of Representatives concurs with the Honorable Senate in the passage of the following entitled bill, with amendments, in the passage of which amendments the House of Representatives asks the concurrence of the Honorable Senate:

Senate Bill No. 83, An Act relative to Colby Junior College Highway and Sutton road.

Amend the bill by striking out section 1 and inserting in place thereof the following:

1. *Repeal.* Chapter 11 of the Laws of 1953 is hereby repealed.

Further amend the bill by striking out section 2 and renumbering section 3 to read section 2.

On motion of Senator Powell, the Senate refused to concur in the adoption of the amendments, and requested a Committee of Conference on the above entitled bill.

Pursuant to the above motion, the President appointed as members of said committee on the part of the Senate, Senators Powell of District No. 9, and Senator Ainsworth of District No. 8.

The message further stated that the House of Representatives has voted to non-concur with the Honorable Senate in its amendments to the following entitled bill, and asks for a Committee of Conference:

House Bill No. 449, An Act relative to insertion of names of servicemen on checklists.

The Speaker has appointed as members of such committee on the part of the House, the Messrs. Chase of Dover, Wheeler of Keene, and Chadbourn of Lee.

On motion of Senator Powell, the Senate voted to accede to the request of the House of Representatives for a Committee of Conference on the above entitled bill.

Pursuant to the above motion, the President appointed as members of such committee on the part of the Senate, Senator Adams of District No. 22, and Senator Powell, District No. 9.

The message further stated that the House of Representatives had voted to non-concur with the Honorable Senate in its amendments to the following entitled bill, and asks for a Committee of Conference:

House Bill No. 140, An Act relating to the New Hampshire Veterans' Association.

The Speaker has appointed as members of such committee on the part of the House, the Messrs. Chase of Dover, Spaulding of Hudson, and Moher of Dover.

On motion of Senator Lamontagne, the Senate voted to accede to the request of the House of Representatives for a Committee of Conference on the above entitled bill.

Pursuant to the above motion, the President appointed as members of such committee on the part of the Senate, Senator Lamontagne of District No. 1, and Senator McMeekin of District No. 3.

The message further stated that the House of Representatives concurs with the Honorable Senate in the passage of the following entitled bill, with amendments, in the passage of which amendments the House of Representatives asks the concurrence of the Honorable Senate:

Senate Bill No. 72, An Act relating to publication of report of audit.

Amend section 1 of the bill by striking out said section and inserting in place thereof the following:

1. Amend chapter 82 of the Revised Laws by inserting after section 27 the following new section: 27-a. *Publication of Report of Audit.* A written or printed report of every completed audit shall be made to the proper local officials including a summary of the findings and recommendations of the auditors and a copy of such summary shall be published in the next annual report following the fiscal year in which the audit was completed. If, in the opinion of the selectmen, school board, county or village district commissioners the whole report of audit should be published the same may be published. If such summary of findings and recommendations is not so published the tax commission, at the expense of the county, city, town or district affected thereby, may cause such summary to be separately published and distributed or published in a newspaper having a general circulation in said county, city, town or district.

Further amend the bill by adding a new section as follows:

2. *Takes Effect.* This act shall take effect upon its passage.

On motion of Senator O'Brien, the Senate voted to concur in the adoption of the amendments to the above entitled bill.

Read and Referred

The following entitled bills, sent up from the House of Representatives, were read a first and second time, and referred:

To the Committee on Finance:

House Bill No. 13, An Act relative to mileage for members of the legislature.

House Bill No. 53, An Act relative to highway appropriations.

To the Committee on Public Works:

House Bill No. 174, An Act providing for highway improvements.

To the Committee on Judiciary:

House Bill No. 195, (in new draft), An Act to provide for the giving of security by owners and operators of aircraft involved in accidents and to provide for administration thereof.

House Bill No. 483, An Act legalizing the proceedings of the Campton Village precinct meeting held on March 29, 1955.

To the Committee on Public Health:

House Bill No. 335, An Act to change the fees for the licenses and permits of practical nurses.

To the Committee on Ways and Means:

House Bill No. 355, An Act relating to the assessment of the expenses of the public utilities commission against certain public utilities.

House Bill No. 307, An Act to increase the salaries of the county commissioners, the county sheriff, and the county solicitor of Hillsborough county.

To the Committee on Resources, Recreation and Development:

House Bill No. 397, An Act to establish a comfort station at North Beach in Hampton.

House Bill No. 401, An Act to change the method of appointment of members of the New Hampshire commissioners of the Northeastern Forest Fire Commission.

House Bill No. 447, An Act amending the charter of the city of Claremont, was read a first and second time.

On motion of Senator Ainsworth, reference to committee was dispensed with, the rules were suspended, and the above entitled bill was read a third time and passed at the present time.

Third Reading of Bills

The following entitled bills were read a third time, and passed:

House Bill No. 51, An Act relative to evidence of membership or participation in subversive organizations.

House Bill No. 415, An Act relative to neglect of husband or father to support wife and children and neglect of mother, and relative to temporary court orders in annulment proceedings and divorces.

On motion of Senator Smalley, the Senate adjourned.

THURSDAY, MAY 26, 1955

The Senate met according to adjournment.

Introduction of Guest

The President welcomed to the Senate, Mr. Ernest Cloutier, President of the Federal Home Insulators, Incorporated, who was the guest of Senator Daniel, District No. 19.

Introduction of Senate Bills

Senator Cleveland introduced the following entitled bill, which was read a first and second time, laid upon the table to be printed, and referred:

To the Committee on Transportation:

Senate Bill No. 104, An Act relating to motor vehicles carrying property for hire.

Senator LaRoche introduced the following entitled bill, which was read a first and second time, laid upon the table to be printed, and referred:

To the Committee on Banks and Insurance:

Senate Bill No. 105, An Act relative to the Granite State Building & Loan Association.

On motion of Senator LaRoche, the printing was dispensed with and reference to committee vacated in connection with the above entitled bill.

On motion of the same Senator, the rules of the Senate were suspended, and the above entitled bill was placed upon its third reading and final passage at the present time.

Senator LaRoche introduced the following entitled bill, which was read a first and second time, laid upon the table to be printed, and referred:

To the Committee on Judiciary:

Senate Bill No. 106, An Act relative to the authority of the United Baptist Church of Somersworth to hold property.

On motion of Senator LaRoche, the printing was dispensed with and reference to committee vacated in connection with the above entitled bill.

On motion of the same Senator, the rules of the Senate were suspended, and the above entitled bill was placed upon its third reading and final passage at the present time.

Committee Reports

Senator O'Malley, for the Committee on Judiciary, to whom was referred:

House Bill No. 277, An Act relative to the storing of explosives.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at 2:00 o'clock.

Senator Caron, for the Committee on Banks and Insurance, to whom were referred:

House Bill No. 438, An Act relating to Group Life Insurance for share holders in Credit Unions.

House Bill No. 520, An Act changing the name of Claremont Building & Loan Association to Claremont Co-operative Bank.

Having considered the same, reported the same without amendments, and recommended their passage.

The reports were accepted, and the bills were ordered to a third reading this afternoon at 2:00 o'clock.

Engrossed Bills

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled Senate and House bills and House joint resolution:

Senate Bill No. 76, An Act relative to assessment of damages and basis of liability for change of grade in construction or maintenance of highways in towns.

House Bill No. 58, An Act providing for the classification of certain surface waters in Cheshire county.

House Bill No. 200, An Act relative to the powers of the board of medical examiners.

House Bill No. 514, An Act legalizing the annual meeting in the town of Springfield.

House Joint Resolution No. 56, Joint Resolution in favor of the estate of Edith P. Atkins.

IRENE W. LANDERS,
For the Committee.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 172, An Act relative to mileage rate for state employees using private cars.

House Bill No. 468, An Act relative to old age and survivors' insurance coverage and the administration thereof.

House Bill No. 528, An Act relating to sewer bonds of the town of Meredith, legalization of a town meeting in Meredith held by Meredith School District, Center Harbor School District and organization meetings in the Inter-Lakes School District No. 3.

The message further stated that the House of Representatives concurs with the Honorable Senate in the passage of the following entitled bills, with amendments, in the passage of which amendments the House of Representatives asks the concurrence of the Honorable Senate:

Senate Bill No. 35, An Act to provide for the publication and distribution of the Revised Statutes Annotated of the State of New Hampshire.

3. *Distribution of Revised Statutes Annotated.* The secretary of state is hereby authorized to distribute official bound copies of the Revised Statutes Annotated free of charge in the following manner: One copy to each of the following officers and bodies: the governor, the president of the senate, the speaker of the house, each justice and clerk of the supreme and superior courts, each court of probate, the clerk of the

supreme court of the United States, each judge of the circuit court of the United States for this district, the district court of the United States for this district, the United States department of justice, the New Hampshire Historical Society, the secretary of state, the state treasurer, and the comptroller; four copies to the state library for its use and seven copies to the office of the attorney general.

On motion of Senator Cleveland, the Senate refused to concur in the adoption of the amendments to the above entitled bill sent up from the House of Representatives, and asked for a Committee of Conference.

Pursuant to the above motion, the President appointed as members of such committee on the part of the Senate, Senators Cleveland, District No. 7, and Matthews, District No. 5.

The message further stated that the House of Representatives concurs with the Honorable Senate in the passage of the following entitled bills, with amendments, in the passage of which amendments the House of Representatives asks the concurrence of the Honorable Senate:

Senate Bill No. 11, An Act relative to education of children placed in homes for children.

Amend section 51 of chapter 137 of the Revised Laws, as inserted by section 1 of the bill, by adding at the end thereof the words, provided, however, that if the placement in a home for children of a child not then domiciled in this state was made by any state, county or town officials of New Hampshire charged with public welfare functions or by any child-placing agency licensed in this state, then the parents or guardian of such child shall be solely liable for said tuition. The commissioner of public welfare and the New Hampshire Children's Aid Society shall be exempt from the liability imposed upon guardians hereunder, so that said section as amended shall read as follows:

51. *Right of Attendance: Tuition.* Whenever any child is placed and cared for in any home for children, such child, if of school age, shall be entitled to attend the public schools in the school district in which said home is located, unless such placement was solely for the purpose of enabling a child residing outside said district to attend the schools thereof. If any

such child was domiciled in another school district of this state at the time of its placement in any home for children, the school district in which said child then had its domicile shall be liable for the tuition of said child, not exceeding the state average cost per pupil of the current expenses of operation for the preceding school year of the receiving district for its elementary or secondary schools, determined in the manner provided in Revised Laws, chapter 137, section 3-a, and chapter 138, section 26. In case such placement in any home for children results from a transfer or successive transfers of any child from one or more other homes for children, the district in which said child had its domicile at the time when it was placed in the first of said other homes for children shall be liable for said tuition. If such child was not domiciled in this state when so placed, the home for children, together with the parents or the guardian of such child, shall be jointly and severally liable for said tuition, to be recovered in an action of case, provided, however, that if the placement in a home for children of a child not then domiciled in this state was made by any state, county or town officials of New Hampshire charged with public welfare functions or by any child-placing agency licensed in this state, then the parents or guardian of such child shall be solely liable for said tuition.

The commissioner of public welfare and the New Hampshire Children's Aid Society shall be exempt from the liability imposed upon guardians hereunder.

Amend section 2 of the bill by striking out the words and figures "as of July 1, 1955" and inserting in place thereof the word and figures July 1, 1956, so that said section as amended shall read as follows:

2. *Takes Effect.* This act shall take effect July 1, 1956.

On motion of Senator Landers, the Senate refused to concur in the adoption of the amendments to the above entitled bill sent up from the House of Representatives, and asked for a Committee of Conference.

Pursuant to the above motion, the President appointed as members of such committee on the part of the Senate, Senators Cleveland, District No. 7, and Landers, District No. 10.

Read and Referred

The following entitled bills, sent up from the House of Representatives, were read a first and second time, and referred:

To the Committee on Finance:

House Bill No. 172, An Act relative to mileage rate for state employees using private cars.

To the Committee on Judiciary:

House Bill No. 468, An Act relative to old age and survivors' insurance coverage and the administration thereof.

House Bill No. 528, An Act relating to sewer bonds of the town of Meredith, legalization of a town meeting in Meredith held by Meredith School District, Center Harbor School District and organization meetings of the Inter-Lakes School District No. 3.

On motion of Senator McMeekin, the President declared a two minute recess.

(Recess)

The Senate re-assembled.

Taken from Table

On motion of Senator McMeekin, the Senate voted to take from the table:

House Bill No. 37, An Act relative to peddlers and hawkers.

The bill being on its second reading, was open to further amendment.

Senator McMeekin offered the following amendments, and moved their adoption.

On motion of Senator McMeekin, the reading of the amendments was dispensed with and he explained the various proposed changes in the bill.

Amend section 2 of the bill by adding at the end thereof the words "The clerk shall within five days notify the secretary of state of the issuance of said license," so that said section as amended shall read as follows:

2. *Local License Fees.* Amend section 7 of said chapter 188 by striking out said section and inserting in place thereof

the following: 7. *Fees.* Every person licensed under the provisions relative to local licenses shall pay to the clerk of the city or town granting such license the following sums before offering or exposing for sale any goods, wares or merchandise therein: For every town of not more than one thousand inhabitants, according to the census next preceding the date of his license, five dollars; for a town of more than one thousand and less than two thousand inhabitants, eight dollars; for all other cities and towns, ten dollars. The clerk shall certify on the face of such license the sum so paid and shall forward all fees collected hereunder to the treasurer of said city or town which fees shall be for the use of said city or town. The clerk shall within five days notify the secretary of state of the issuance of said license.

Amend the bill by striking out section 4 thereof and inserting in place thereof the following:

4. *Revocation.* Amend section 14 of said chapter 188 by striking out said section and inserting in place thereof the following: 14. *Revocation of Licenses.* Any special state license granted by the secretary of state to a hawker or peddler may be revoked by him after hearing (1) upon conviction of the licensee of any offense which in the judgment of the secretary warrants such revocation or (2) upon the submission to the secretary of evidence satisfactory to him that, during the term of the license, and acting under cover thereof, the licensee has accepted or solicited money, otherwise than through a *bona fide* sale or barter of goods, wares or merchandise or has in any manner begged or solicited alms from the public, or (3) upon a finding by him that the applicant has wilfully falsified his application for license or (4) upon consideration of evidence that the holder of said license is insane, a sexual psychopath, is or has been guilty of assault upon others or whose conduct has been otherwise disorderly and is of such violent or offensive demeanor that to permit him to retain such license would constitute a threat to the peace or safety of the public or (5) that the holder of said license is at large pending appeal from a conviction for a violation of the law involving extreme moral turpitude. Whenever any person is convicted of a violation of any provision of this chapter relative to hawkers and peddlers, the clerk of the court or the trial justice by whom such person was convicted, shall notify the

secretary of state or the clerk of any city or town which has granted a local license hereunder to said person. Any local license granted by the clerk of any city or town shall be revoked by said clerk after hearing for like causes and in case of any revocation of a state license by the secretary of state all local licenses held by said licensees shall be revoked by said clerks. Any person whose license has been revoked under this section shall be ineligible to be licensed as a hawker or peddler in this state for a period of not less than one year or more than five years from the date of said revocation. Any person whose state or local license has been revoked, as a condition precedent to issuance of any new license, shall be required to furnish to the revoking authority satisfactory evidence of renewed reputation and character or mental health in addition to the certificate required to qualify for such license under sections 2 or 3, or both.

Further amend the bill by adding after section 4 the following new section:

5. *Right of Appeal.* Amend said chapter 188 by adding after section 14 the following new section: 14-a. *Appeal.* Any person whose license is revoked under this chapter shall have the right of appeal provided by Revised Laws, chapter 414.

Further amend the bill by renumbering section 5 to read section 6.

(Discussion ensued)

On motion of Senator Adams, the bill with the proposed amendments was laid upon the table and made a Special Order for Tuesday next, May 31, at 11:01 a. m.

On motion of Senator Matthews, the rules of the Senate were so far suspended as to permit all business in order for this afternoon at 2:00 o'clock to be made in order at the present time, and that when the Senate adjourns today, it be to meet next Tuesday morning at 11:00 o'clock.

Third Reading of Bills

The following entitled bills were read a third time, and passed:

House Bill No. 277, An Act relative to the storing of explosives.

House Bill No. 438, An Act relating to Group Life Insurance for share holders in Credit Unions.

House Bill No. 520, An Act changing the name of Claremont Building & Loan Association to Claremont Cooperative Bank.

Communication

May 26, 1955

HON. RAYMOND K. PERKINS

President of the Senate

State House

Concord, New Hampshire

Dear Mr. President:

Our governor has issued a proclamation in connection with our Traffic Safety Program which opens on the Memorial Day weekend as a "Slow Down and Live" campaign continuing until after Labor Day.

We need the assistance of every member of the Honorable Senate to carry the "Slow Down and Live" message home and solicit the effort of their neighbors to remain free from harm on New Hampshire's streets and highways.

It would appear strict obedience of our traffic laws is essential and necessary in order to reach our goal in accident reduction.

I shall be most grateful for any effort made to improve and reduce the appalling statistics relating to our losses in traffic accidents.

Cordially yours,

FREDERICK N. CLARKE,

Commissioner.

FNC/g

On motion of Senator Caron, the Senate adjourned.

TUESDAY, MAY 31, 1955

The Senate met according to adjournment.

Introduction of Guests

The President welcomed to the Senate, Miss Mable McKelvey, Teacher at Berlin Junior High School in Berlin, who was the guest of Senator Lamontagne, District No. 1, and Senator O'Brien, District No. 2. Also, Mr. Fred Walker, the principal of Dover High School, who was the guest of Senator Smalley, District No. 21. Also, Miss Margaret E. Grothey of Laconia, and Miss Irene W. Hart of Concord, who were the guests of Senator Keller, District No. 6. Also, former Senator Aldege A. Noel of Nashua, who was the guest of Senator Colburn, District No. 12, and Senator Paquette, District No. 13.

Committee Reports

Senator Packard, for the Committee on Public Welfare and State Institutions, to whom was referred:

Senate Bill No. 98, An Act relating to the Peterborough Home for the Aged and the James Scott and Sarah A. Scott Home.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at 2 o'clock.

Senator O'Malley, for the Committee on Judiciary, to whom were referred:

House Bill No. 427, An Act relative to the ward lines of the wards of the city of Dover.

House Bill No. 416, An Act relative to insane persons.

Having considered the same, reported the same without amendments, and recommended their passage.

The reports were accepted, and the bills were ordered to a third reading this afternoon at 2:00 o'clock.

Senator O'Malley, for the Committee on Judiciary, to whom was referred:

House Bill No. 495, An Act relative to fees for counsel assigned by court in certain cases.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass:

Amend Section I of said bill by striking out the same and inserting in place thereof the following:

Sec. 1. *Assignment of Counsel.* Amend Section 3 of Chapter 428 of the Revised Laws (Section 3, Chapter 604, RSA) by striking out the words "not exceeding one hundred and fifty dollars in all at any one trial" and inserting in place thereof the words, and expenses, so that said section as amended shall read as follows: 3. *Counsel Fees.* Counsel so assigned by the court shall receive reasonable compensation for their services and expenses, which shall be allowed by the court and paid by the county.

The report was accepted.

Question being on the adoption of the amendment.

(Discussion ensued)

At the request of the President, Senator Packard assumed the Chair.

(Senator Packard in the Chair)

Senator Cleveland spoke in favor of the amendment. Also Senator Matthews.

Senators Ferguson and Foote spoke against the adoption of the amendment.

Senator Ferguson moved that House Bill No. 495, An Act relative to fees for counsel assigned by court in certain cases, with the proposed amendment be re-committed to the Committee on Judiciary.

(Discussion ensued)

On a *viva voce* vote, the affirmative prevailed, and the bill with the proposed amendment was re-committed to the Committee on Judiciary.

Senator Cleveland moved that the order whereby House Bill No. 495 was re-committed to the Committee on Judiciary be vacated and that the bill be referred to the Committee on Finance.

Senator Cleveland spoke in favor of the above motion.

Senator Perkins spoke against the motion.

Senator Cleveland requested a two-minute recess, which was granted by the Chair.

(Recess)

The Senate re-assembled.

Senator Cleveland withdrew his motion to vacate the order, and the bill with the proposed amendment was re-committed to the Committee on Judiciary.

The President assumed the Chair.

Senator O'Malley, for the Committee on Judiciary, to whom was referred:

Senate Bill No. 101, An Act legalizing the biennial election held in the town of Ellsworth, November 2, 1954.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass:

Amend the bill by inserting after Sec. 1 the following new Section: Section 2. *Proceedings Legalized.* The votes and proceedings at the Bridgewater Special School District meeting held in the town of Bridgewater on May 1, 1955, are hereby legalized, ratified and confirmed. Further amend the bill by renumbering Section 2 to read Section 3. Amend the title of the bill by adding after November 2, 1954, the words "and legalizing the Bridgewater Special School District Meeting of May 1, 1955."

The report was accepted, amendment adopted, and the bill as amended was ordered to a third reading this afternoon at 2:00 o'clock.

Senator O'Malley, for the Committee on Judiciary, to whom was referred:

Senate Bill No. 102, An Act relating to the exclusive right of the Rye Water District to acquire water rights within a part of the town of Rye.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass:

Amend Section 2 of the bill by adding the following words at the end of said section: "provided that this bill shall not affect any existing rights in the area described in Section 1" so that the section shall read as follows:

Sec. 2. *Right Exclusive.* No other town, city or village district or precinct shall have any right to take any water supplies from within the bounds described in Section 1, provided that this bill shall not affect any existing rights in the area described in Section 1.

The report was accepted, amendment adopted, and the bill as amended was ordered to a third reading this afternoon at 2:00 o'clock.

Senator O'Malley, for the Committee on Judiciary, to whom was referred:

Senate Bill No. 57, An Act relative to the solicitation of bribes.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass.

Amend said bill by striking out all after the enacting clause and inserting in place thereof the following:

1. *Solicitation.* Amend section 26 of chapter 457 of the Revised Laws (section 27, chapter 587, R S A) by inserting after the word "aforesaid" in the third line the words, or if he shall solicit the making of such gift, offer or promise or shall offer or propose to accept a gift, offer or promise so made, so that said section as amended shall read as follows: 26. *Receiving Bribes, by Judge, etc.* If any executive or judicial officer or any such member of the general court shall accept any gift, offer, or promise made as aforesaid, or if he shall solicit the making of such gift, offer or promise or shall offer or propose to accept a gift, offer or promise so made, he shall be imprisoned not more than ten years, or fined not more than five thousand dollars, and shall be disqualified thereafterward to hold any public office, trust, or appointment under the state.

2. *Terms Defined.* Amend chapter 457 of the Revised Laws (chapter 587, R S A) by inserting after section 26 as hereinafore amended the following new section: 26-a. *Definition.* As used in sections 25 and 26 of this chapter the term executive officer shall be construed to mean and refer to any person employed or serving in the executive branch of the government; the term judicial officer, to any person employed or serving in the judicial branch of the government; and the phrase member of the general court shall, in addition to such members, be deemed to include an employee or attache of the general court. As used herein the term government shall be held to include the government of the state and of its political subdivisions.

3. *Takes Effect.* This act shall take effect upon its passage.

The report was accepted, amendment adopted, and the bill as amended was ordered to a third reading this afternoon at 2:00 o'clock.

Senator Cleveland, Chairman of the Committee on Judiciary, requested that: House Bill No. 81, An Act relative to penalties for certain motor vehicle violations, originally scheduled for consideration today, be withdrawn, and taken up on Thursday, June 2nd.

The President granted the request.

Senator McMeekin, for the Committee on Engrossed Bills, to whom was referred:

Senate Bill No. 72, An Act relative to publication of report of audit.

Having considered the same, reported the same under Joint Rule No. 6 with the following amendment and recommended that the bill as amended ought to pass.

Amend section 1 of said bill by striking out the first line thereof and inserting in place thereof the following:

1. *Municipal Audits.* Amend chapter 82 of the Revised Laws (chapter 71, RSA) by inserting after section.

On motion of Senator McMeekin, the Senate voted to adopt the amendment offered by the Committee on Engrossed Bills to the above entitled bill, and the bill was sent to the House of Representatives for concurrence in Senate amendment.

Engrossed Bills

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled House and Senate bills and House joint resolution:

House Bill No. 293, An Act providing penalties for throwing refuse on public waters and lands bordering the same.

House Bill No. 358, An Act relative to fees for business, voluntary and foreign corporations.

House Bill No. 447, An Act amending the charter of the city of Claremont.

House Bill No. 502, An Act relative to the salaries of the sheriff and treasurer of Coos county.

House Bill No. 503, An Act relative to funds for development of the Port of Portsmouth.

House Bill No. 520, An Act changing the name of Claremont Building and Loan Association to Claremont Cooperative Bank.

House Joint Resolution No. 33, Joint Resolution in favor of Harry Pierce.

House Bill No. 311, An Act relative to the construction of a dormitory for women at the University of New Hampshire, and to be liquidated from income.

Senate Bill No. 52, An Act relative to increasing certain penalties.

Senate Bill No. 59, An Act relating to indebtedness of the city of Manchester.

LAURIER A. LAMONTAGNE,
For the Committee.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has voted to concur with the Honorable Senate in the passage of the following entitled bills, sent down from the Honorable Senate:

Senate Bill No. 29, An Act relative to operation of motor vehicles at yield right-of-way signs.

Senate Bill No. 59, An Act relating to indebtedness of the city of Manchester.

Senate Bill No. 79, An Act relative to the sale of cider.

Senate Bill No. 82, An Act to amend the charter of the Cheshire County Savings Bank.

Senate Bill No. 88, An Act relative to the formation of railroad corporations.

The message further stated that the House of Representatives refused to concur with the Honorable Senate in the passage of the following entitled bill, sent down from the Honorable Senate:

Senate Bill No. 1, An Act relative to speed regulations for motor vehicles.

Resolution

Senator Adams offered the following resolution, and moved its adoption:

Resolved, That the list of stockholders of the New Hampshire Jockey Club, Inc., be printed in the Calendar of today's Senate Journal.

Senators Adams, Ferguson and Packard spoke in favor of the motion.

Senators Foote, Lamontagne, Caron, McMeekin, English, Matthews, and O'Malley spoke against the motion.

Senator O'Malley requested a five minute recess, which was granted by the President.

(Recess)

The Senate re-assembled.

Senator Paquette moved that the resolution be laid upon the table, and made a Special Order for Thursday next, June 2, at 11:01 a. m.

Senators Paquette and O'Malley spoke in favor of the motion.

Senators Adams, Packard and Cleveland spoke against the motion.

On a *viva voce* vote, the negative prevailed, and the motion for a Special Order was lost.

Question being on the adoption of the resolution offered by Senator Adams.

On the above question, Senator Adams requested a division.

Senator McMeekin demanded a roll call.

The Clerk proceeded to call the roll, starting with Senator McMeekin.

The following named Senators voted in the affirmative: Senators Keller, Cleveland, Ainsworth, Colburn, Ferguson, Packard, Smalley and Adams.

The following named Senators voted in the negative: Senators McMeekin, Washburn, Matthews, Powell, Landers, English, Paquette, Caron, O'Malley, Daniel LaRoche, Merrill and Foote.

Nine Senators having voted in the affirmative and fourteen Senators having voted in the negative, the negative prevailed, and the motion was lost.

The President declared a short Recess.

(Recess)

The Senate re-assembled.

Senator McMeekin moved that the Senate re-consider its vote whereby it voted "no" on the above resolution of Senator Adams, and hoped that the members of the Senate would vote "no" on the motion.

Senator Cleveland spoke in favor of the motion, and demanded a roll call.

(Discussion ensued)

Senator Ainsworth called for the previous question.

Shall the Senate re-consider its vote on the above resolution?

The Clerk proceeded to call the roll, beginning with Senator Cleveland.

The following named Senators voted in the affirmative: Senators Cleveland, Colburn, Ferguson, Packard, Smalley, Adams and Keller.

The following named Senators voted in the negative: Senators Ainsworth, Powell, Landers, English, Paquette, Caron, O'Malley, Daniel, LaRoche, Merrill, Foote, Lamontagne, O'Brien, McMeekin, Washburn and Matthews.

Seven Senators having voted in the affirmative, and sixteen Senators having voted in the negative, the negative prevailed, and the motion was lost.

Special Order

Senator Adams called for the Special Order.

It being adoption of the amendments offered by the Committee on Judiciary, to the following entitled bill:

House Bill No. 37, An Act relative to peddlers and hawkers.

Amend section 2 of the bill by adding at the end thereof the words "The clerk shall within five days notify the secretary of state of the issuance of said license," so that said section as amended shall read as follows:

2. *Local License Fees.* Amend section 7 of said chapter 188 by striking out said section and inserting in place thereof the following: 7. *Fees.* Every person licensed under the

provisions relative to local licenses shall pay to the clerk of the city or town granting such license the following sums before offering or exposing for sale any goods, wares or merchandise therein: For every town of not more than one thousand inhabitants, according to the census next preceding the date of his license, five dollars; for a town of more than one thousand and less than two thousand inhabitants, eight dollars; for all other cities and towns, ten dollars. The clerk shall certify on the face of such license the sum so paid and shall forward all fees collected hereunder to the treasurer of said city or town which fees shall be for the use of said city or town. The clerk shall within five days notify the secretary of state of the issuance of said license.

Amend the bill by striking out section 4 thereof and inserting in place thereof the following:

4. *Revocation.* Amend section 14 of said chapter 188 by striking out said section and inserting in place thereof the following: 14. *Revocation of Licenses.* Any special state license granted by the secretary of state to a hawker or peddler may be revoked by him after hearing (1) upon conviction of the licensee of any offense which in the judgment of the secretary warrants such revocation or (2) upon the submission to the secretary of evidence satisfactory to him that, during the term of the license, and acting under cover thereof, the licensee has accepted or solicited money, otherwise than through a bona fide sale or barter of goods, wares or merchandise or has in any manner begged or solicited alms from the public, or (3) upon a finding by him that the applicant has wilfully falsified his application for license or (4) upon consideration of evidence that the holder of said license is insane, a sexual psychopath, is or has been guilty of assault upon others or whose conduct has been otherwise disorderly and is of such violent or offensive demeanor that to permit him to retain such license would constitute a threat to the peace or safety of the public or (5) that the holder of said license is at large pending appeal from a conviction for a violation of the law involving extreme moral turpitude. Whenever any person is convicted of a violation of any provision of this chapter relative to hawkers and peddlers, the clerk of the court or the trial justice by whom such person was convicted, shall notify the secretary of state or the clerk of any city or town which has

granted a local license hereunder to said person. Any local license granted by the clerk of any city or town shall be revoked by said clerk after hearing for like causes and in case of any revocation of a state license by the secretary of state all local licenses held by said licensees shall be revoked by said clerks. Any person whose license has been revoked under this section shall be ineligible to be licensed as a hawker or peddler in this state for a period of not less than one year or more than five years from the date of said revocation. Any person whose state or local license has been revoked, as a condition precedent to issuance of any new license, shall be required to furnish to the revoking authority satisfactory evidence of renewed reputation and character or mental health in addition to the certificate required to qualify for such license under sections 2 or 3, or both.

Further amend the bill by adding after section 4 the following new section:

5. *Right of Appeal.* Amend said chapter 188 by adding after section 14 the following new section: 14-a. *Appeal.* Any person whose license is revoked under this chapter shall have the right of appeal provided by Revised Laws, chapter 414.

Further amend the bill by renumbering section 5 to read section 6.

On a *viva voce* vote, the affirmative prevailed, the amendments were adopted, and the bill was ordered to a third reading this afternoon at 2:00 o'clock.

On motion of Senator Matthews, the rules of the Senate were so far suspended as to permit all business in order for this afternoon at 2:00 o'clock to be made in order at the present time, and that when the Senate adjourns today, it be to meet tomorrow morning at 8:00 o'clock.

Third Reading of Bills

The following entitled bills were read a third time, and passed:

Senate Bill No. 57, An Act relative to the solicitation of bribes.

Senate Bill No. 98, An Act relating to the Peterborough Home for the Aged and the James Scott and Sarah A. Scott Home.

Senate Bill No. 101, An Act legalizing the biennial election held in the town of Ellsworth, November 2, 1954, and legalizing the Bridgewater Special School District meeting of May 1, 1955.

Senate Bill No. 102, An Act relating to the exclusive rights of the Rye Water District to acquire water rights within a part of the town of Rye.

House Bill No. 416, An Act relative to insane persons.

House Bill No. 427, An Act relative to the ward lines of the wards of the city of Dover.

On motion of Senator Ferguson, the Senate adjourned.

WEDNESDAY, JUNE 1, 1955

The Senate met according to adjournment.

Senator Foote in the Chair.

Leave of Absence

Senator Ainsworth, District No. 8, was granted leave of absence for the day on account of important business.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 189, An Act relating to the placing of fill in great ponds.

House Bill No. 285, An Act relative to the construction of a new library building and the remodeling of the present library building for instructional purposes at the University of New Hampshire.

House Bill No. 509, An Act relating to deposits by the state treasurer.

House Bill No. 527, An Act relative to sales of armories.

The message further stated that the House of Representatives concurs with the Honorable Senate in the passage of the following entitled bill, with amendments, in the passage of which amendments the House of Representatives asks the concurrence of the Honorable Senate:

Senate Bill No. 6, An Act authorizing the appointment of county public trustees.

Amend section 1 of the bill by adding at the end thereof the words, provided, however, that in each instance the trustee of the fund assigned shall give his consent, so that said section as amended shall read as follows: 1. *Public Trustees.* Amend chapter 363 of the Revised Laws (chapter 564, RSA) by inserting after section 2 the following new section: 2-a. *Public Trustees.* The Judge of Probate shall be empowered to appoint a suitable person as public trustee to hold office during the court's pleasure whose duty shall be to administer all such small charitable trusts as the court may assign to him, where it is found that the practical difficulties or the unreasonable expense involved in each trust would tend to defeat its purpose, provided, however, that in each instance the trustee of the fund assigned shall give his consent.

On motion of Senator Packard, the Senate voted to concur in the adoption of the amendments, sent up from the House of Representatives, to the above entitled bill.

Read and Referred

The following entitled bills, sent up from the House of Representatives, were read a first and second time, and referred:

To the Committee on Resources, Recreation and Development:

House Bill No. 189, An Act relating to the placing of fill in great ponds.

To the Committee on Education:

House Bill No. 285, An Act relative to the construction of a new library building and the remodeling of the present library building for instructional purposes at the University of New Hampshire.

To the Committee on Banks and Insurance:

House Bill No. 509, An Act relating to deposits by the state treasurer.

To the Committee on Finance:

House Bill No. 527, An Act relative to sales of armories.

On motion of Senator Matthews, the rules of the Senate were so far suspended as to permit all business in order for this afternoon at 2:00 o'clock to be made in order at the present time.

On motion of Senator Landers, the order whereby House Bill No. 285, An Act relative to the construction of a new library building and the remodeling of the present library building for instructional purposes at the University of New Hampshire, was referred to the Committee on Education, was vacated, and the bill was referred to the Committee on Finance.

On motion of Senator O'Malley, the Senate adjourned.

THURSDAY, JUNE 2, 1955

The Senate met according to adjournment.

Introduction of Guests

The President welcomed to the Senate, Mr. Carl F. Affeldt of Nashua, the Executive Vice President of New England Pole and Wood Treating Corporation, who was the guest of Senator Colburn, District No. 12. Also, several ladies from the Women's Club in Pittsfield, who were the guests of Senator Ferguson, District No. 14.

Introduction of Senate Bills

Senator Lamontagne introduced the following entitled bill, which was laid upon the table to be printed, and referred:

To the Committee on Public Health:

Senate Bill No. 107, An Act relative to qualifications for membership on the commission of pharmacy and practical chemistry.

Senator Caron introduced the following entitled bill, which was laid upon the table to be printed, and referred:

To the Committee on Banks and Insurance:

Senate Bill No. 108, An Act relative to interest refunds to members of credit unions.

Committee Reports

Senator O'Malley, for the Committee on Judiciary, to whom were referred:

House Bill No. 65, An Act relative to liability in the operation of aircraft.

House Bill No. 483, An Act legalizing the proceedings of the Campton Village Precinct meeting held on March 29, 1955.

Having considered the same, reported the same without amendments, and recommended their passage.

The reports were accepted, and the bills were ordered to a third reading this afternoon at 2:00 o'clock.

Senator O'Malley, for the Committee on Judiciary, to whom was referred:

House Bill No. 81, An Act relative to penalties for certain motor vehicle violations.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass.

On motion of Senator Cleveland, the Senate voted to recommit the above entitled bill with accompanying amendment to the Committee on Judiciary.

Senator O'Malley, for the Committee on Judiciary, to whom was referred:

House Bill No. 195 (In New Draft), An Act to provide for the giving of security by owners and operators of aircraft involved in accidents and to provide for administration thereof.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted.

The bill being on its second reading, was open to amendment.

On motion of Senator Cleveland, the following amendment was adopted:

Amend section 2 of the bill by striking out the same and inserting in place thereof the following: 2. *Takes Effect.* This act shall take effect upon its passage.

On a *viva voce* vote, the amendment was adopted, and the bill as amended was ordered to a third reading this afternoon at 2:00 o'clock.

Senator Daniel, for the Committee on Public Works, to whom were referred:

House Bill No. 399, An Act relative to the construction and inspection of public buildings.

House Bill No. 473, An Act relative to erection of so-called historical signs.

House Bill No. 501, An Act authorizing the town of Hudson to fund or refund certain indebtedness.

House Bill No. 511, An Act relative to change of classification of road in the town of Gilmanton.

Having considered the same, reported the same without amendments, and recommended their passage.

The reports were accepted, and the bills were ordered to a third reading this afternoon at 2:00 o'clock.

Senator Daniel, for the Committee on Public Works, to whom was referred:

Senate Bill No. 95, An Act relative to limited maintenance of highways discontinued subject to gates and bars.

Having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted.

(Discussion ensued)

Senator Cleveland desired to be recorded as voting against the recommendation of the Committee on Public Works, inexpedient to legislate.

On a *viva voce* vote, the affirmative prevailed, and the recommendation of the committee was adopted.

Senator Caron, for the Committee on Finance, to whom were referred:

House Bill No. 53, An Act relative to highway appropriations.

House Bill No. 70, An Act relative to the payment of forest fire expenses.

House Bill No. 71, An Act relative to reimbursement of municipalities for forest fire expenses.

Senate Bill No. 36, An Act relative to funds for the New Hampshire Tri-State Commission.

The reports were accepted, and the bills were ordered to a third reading this afternoon at 2:00 o'clock.

Senator Caron, for the Committee on Finance, to whom was referred:

Senate Bill No. 86, An Act relative to expenses of members of commission on interstate cooperation.

Having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

On motion of Senator Merrill, the above entitled bill with the accompanying report was re-committed to the Committee on Finance for further consideration.

Senator Packard, for the Committee on Public Welfare and State Institutions, to whom was referred:

Senate Bill No. 10, An Act to relieve persons with a permanent physical incapacitating disability from paying poll taxes.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass:

Amend the title of said bill by striking out the same and inserting in place thereof the following:

An Act to relieve persons totally disabled from the payment of head and poll taxes.

Amend said bill by striking out all after the enacting clause and inserting in place thereof the following:

1. *Poll Taxes*. Amend section 1 of chapter 73 of the Revised Laws as amended by chapter 5 of the Laws of 1944 and section 1 of chapter 291 of the Laws of 1949 and section 1 of chapter 9 of the Laws of 1951 (section 1, chapter 72, RSA) by adding after the figure "1947" in the eleventh line the words, and persons totally disabled, so that said section as amended shall read as follows: 1. *Persons Liable*. A poll tax of two dollars shall be assessed on every inhabitant of the state from twenty-one to seventy years of age whether a citizen of the United States or an alien, except paupers, insane persons, the widow of any veteran who served in the armed forces of the United States in any war in which it has been engaged, the widow of any citizen who served in the armed forces of any country allied with the United States in any of the wars as defined in chapter 167 of the Laws of 1949, and section 29-c, chapter 73 of the Revised Laws as inserted by

chapter 240 of the Laws of 1947, and persons totally disabled, and others exempt by special provisions of law.

2. *Head Taxes.* Amend section 15 of chapter 50 of the Laws of 1955 by adding at the end thereof the sentence: Upon written request filed on or before April fifteenth persons totally disabled shall be exempt from payment of the special head tax, so that the same as amended shall read as follows: 15. *Exemptions.* All persons on active duty in the armed forces of the United States of America on the day of assessment shall be exempt from payment of the special head tax. Veterans permanently and totally disabled from service connection who are drawing federal compensation or pension and whose income, exclusive of said compensation or pension, is less than one thousand dollars a year, upon written request filed on or before April fifteenth, shall be exempt from the special head tax. Upon written request filed on or before April fifteenth, persons totally disabled shall be exempt from payment of the special head tax.

3. *Limitations; Definition.* The term "totally disabled" as used in section 1 of chapter 73 of the Revised Laws (section 1, chapter 72, RSA) as hereinabove amended and as used in section 15 of chapter 50 of the Laws of 1955 as hereinabove amended, shall be construed to mean a person who because of his disability is unable to obtain and successfully pursue continuously a gainful occupation and, further, the disability is of such character that it is likely to remain throughout the life of said person.

4. *Takes Effect.* This act shall take effect as of April 1, 1955.

On motion of Senator Ferguson, the reading of the amendment was dispensed with.

The report was accepted.

(Discussion ensued)

On a *viva voce* vote, the affirmative prevailed, the amendment was adopted, and the bill as amended was ordered to a third reading this afternoon at 2:00 o'clock.

Senator McMeekin, for the Committee on Engrossed Bills, to whom was referred:

House Bill No. 493, An Act relative to tax exemption for certain installations controlling the disposal of industrial wastes.

Having considered the same, reported the same under Joint Rule No. 6, with the following amendment, and recommended that the bill as amended ought to pass.

Amend section 1 of said bill by striking out the first three lines and inserting in place thereof the following:

1. *Water or Air Pollution Control Facilities.* Amend chapter 166-A of the Revised Laws, as inserted by chapter 183 of the Laws of 1947, by inserting after section 4-a, as inserted by section 2, chapter 247, Laws of 1949 (section 5, chapter 149, RSA) the following new sections: 4-b. *Tax Exemption.* In

Amend the title of said bill by striking out the same and inserting in place thereof the following:

An Act relative to tax exemption for certain installations for water or air pollution control facilities.

On motion of Senator McMeekin, the Senate voted to adopt the amendments offered by the Committee on Engrossed Bills to the above entitled bill, and the bill as amended was sent to the House of Representatives for concurrence in Senate amendment.

Senator McMeekin, for the Committee on Engrossed Bills, to whom was referred:

House Bill No. 438, An Act relating to group life insurance for share holders in credit unions.

Having considered the same, reported the same under Joint Rule No. 6, with the following amendment, and recommended that the bill as amended ought to pass.

Amend section 1 of said bill by striking out the first four lines and inserting in place thereof the following:

1. *Group Life Insurance.* Amend section 14-a of chapter 327 of the Revised Laws, as inserted by chapter 175, Laws of 1947 (section 15, chapter 408, RSA) as amended by section 1, chapter 79, Laws of 1955, by inserting at the end thereof the following: (6) A policy issued to a credit union, which shall be deemed the policy-

On motion of Senator McMeekin, the Senate voted to adopt

the amendments offered by the Committee on Engrossed Bills to the above entitled bill, and the bill as amended was sent to the House of Representatives for concurrence in Senate amendment.

Committee of Conference Report

The Committee of Conference, to whom was referred House Bill No. 449, An Act relative to insertion of names of veterans on checklists.

Having considered the same, reported the same with the following recommendation:

That the Senate recede from its position in adopting its amendment and concur with the House in adopting said bill, and that the following amendment be adopted:

Amend the title by striking out the same and inserting in place thereof the following:

An Act relative to insertion of names of certain veterans and certain servicemen on checklists.

JOHN R. POWELL,
BENJAMIN C. ADAMS,
Conferees on the Part of the Senate.

RAYMOND H. CHASE,
KIRKE W. WHEELER,
AARON W. CHADBOURN, JR.,
Conferees on the Part of the House.

On motion of Senator Powell, the Senate voted to adopt the Committee of Conference report on the above entitled bill.

Engrossed Bills

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled House and Senate bills:

House Bill No. 215, An Act relative to the posting of land adjacent to woodlands.

House Bill No. 416, An Act relative to insane prisoners.

House Bill No. 427, An Act relative to the ward lines of the wards of the city of Dover.

Senate Bill No. 29, An Act relative to operation of motor vehicles at yield right-of-way signs.

Senate Bill No. 79, An Act relative to the sale of cider.

Senate Bill No. 88, An Act relative to the formation of railroad corporations.

Senate Bill No. 105, An Act relative to The Granite State Building and Loan Association.

Senate Bill No. 106, An Act relative to the authority of the United Baptist Church of Somersworth to hold property.

House Bill No. 51, An Act relative to evidence of membership or participation in subversive organizations.

House Bill No. 506, An Act relative to the salary of the justice of the Keene municipal court.

NORMAN A. McMEEKIN,
For the Committee.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 296, An Act establishing a board of fire commissioners for the city of Laconia.

House Bill No. 275, An Act relative to taking deer.

House Bill No. 398, An Act relative to civil defense.

House Bill No. 462, An Act relating to investments of savings banks.

House Bill No. 516, An Act relative to powers and duties of the town of Littleton and repealing the charter of the Littleton Village District.

House Bill No. 523, An Act relative to the definition of the word beverage.

House Bill No. 223, An Act to simplify requirements for absentee voting.

The message further stated that the House of Representatives has voted to accede to the request of the Honorable Senate for a Committee of Conference on the following entitled bill:

Senate Bill No. 11, An Act relative to education of children placed in homes for children.

The Speaker has appointed as members of such commit-

tee on the part of the House, the Messrs. Vaughan of Newport, Metcalf of Tilton, and Ford of Wolfeboro.

The message further stated that the House of Representatives has voted to accede to the request of the Honorable Senate for a Committee of Conference on the following entitled bill:

Senate Bill No. 35, An Act to provide for the publication and distribution of the Revised Statutes Annotated of the State of New Hampshire.

The Speaker has appointed as members of such committee on the part of the House, Mrs. Holmes of Amherst, and Messrs. Sheridan of Berlin and Scamman of Stratham.

The message further stated that the House of Representatives has voted to accede to the request of the Honorable Senate for a Committee of Conference on the following entitled bill:

Senate Bill No. 83, An Act relative to Colby Junior College Highway and Sutton Road.

The Speaker has appointed as members of such committee on the part of the House, Mrs. DeLude of Unity, and the Messrs. Rogers of Laconia and Gay of New London.

The message further stated that the House of Representatives has voted to concur with the Honorable Senate in its amendments to the following entitled bills:

House Bill No. 37, An Act relating to hawkers and peddlers.

House Bill No. 403, An Act relating to the preservation of private business records and to make uniform the law with reference thereto.

The message further stated that the House of Representatives has voted to adopt the amendments offered by the Committee on Engrossed Bills, to the following House bills, in the adoption of which amendments the House of Representatives asks the concurrence of the Senate:

House Bill No. 413, An Act relative to the payment of motor vehicle road tolls by counties.

Amend the title of said bill by striking out the same and inserting in place thereof the following:

An Act relative to the payment of motor road tolls by

counties, and reports to the motor vehicle commissioner on sales of motor fuel for boats.

On motion of Senator Packard, the Senate voted to concur in the adoption of the amendment to the above entitled bill, sent up from the House of Representatives.

The message further stated that the House of Representatives has voted to concur with the Honorable Senate in the passage of the following entitled bills, sent down from the Honorable Senate:

Senate Bill No. 105, An Act relative to the Granite State Building and Loan Association.

Senate Bill No. 106, An Act relative to the authority of the United Baptist Church of Somersworth to hold property.

Senate Bill No. 98, An Act relating to the Peterborough Home for the Aged and the James Scott and Sarah A. Scott Home.

The message further stated that the House of Representatives has voted to concur with the Honorable Senate in its adoption of the amendments offered by the Committee on Engrossed Bills, to the following entitled bills:

Senate Bill No. 72, An Act relating to publication of report of audit.

House Bill No. 506, An Act relative to the salary of the justice of the Keene Municipal Court.

The message further stated that the House of Representatives refuses to concur with the Honorable Senate in the passage of the amendments to the following entitled bill, sent down from the Honorable Senate, and asks for a Committee of Conference:

House Bill No. 415, An Act relative to neglect of husband or father to support wife and children and neglect of mother, and relative to temporary court orders in annulment proceedings and divorces.

The Speaker has appointed as members of such committee on the part of the House, Mrs. DeLude of Unity, and Messrs. Faulkner of Keene and Craig of Manchester.

On motion of Senator Cleveland, the Senate voted to accede to the request of the House of Representatives for a Committee of Conference on the above entitled bill.

Pursuant to the above, the President appointed as members of such committee on the part of the Senate, Senator Cleveland of District No. 7, and Senator O'Malley of District No. 18.

The message further stated that the House of Representatives has voted to adopt the amendments offered by the Committee on Engrossed Bills, to the following entitled Senate bill, in the adoption of which amendments the House of Representatives asks the concurrence of the Honorable Senate:

Senate Bill No. 82, An Act to amend the charter of the Cheshire County Savings Bank.

Amend section 1 of said bill by striking out the first five lines and inserting in place thereof the following:

1. *Cheshire County Savings Bank.* Amend section 2 of chapter 193 of the Laws of 1897, being the charter of Cheshire County Savings Bank of Keene, by striking out the figure "\$5,000" and inserting in place thereof the figure, \$10,000, so that said section as amended shall read as follows:

On motion of Senator Landers, the Senate voted to concur in the adoption of the amendments offered by the Committee on Engrossed Bills to the above entitled bill, sent up from the House of Representatives.

Read and Referred

The following entitled bills, sent up from the House of Representatives, were read a first and second time, and referred:

To the Committee on Labor:

House Bill No. 296, An Act establishing a board of fire commissioners for the city of Laconia.

To the Committee on Fisheries and Game:

House Bill No. 275, An Act relative to taking deer.

To the Committee on Judiciary:

House Bill No. 398, An Act relative to civil defense.

House Bill No. 516, An Act relative to powers and duties of the town of Littleton and repealing the charter of the Littleton Village District.

House Bill No. 223, An Act to simplify requirements for absentee voting.

To the Committee on Banks and Insurance;

House Bill No. 462, An Act relating to investments of savings banks.

To the Committee on Liquor Laws;

House Bill No. 523, An Act relative to the definition of the word beverage.

On motion of Senator Matthews, the rules of the Senate were so far suspended as to permit all business in order for this afternoon at 2:00 o'clock to be made in order at the present time, and that when the Senate adjourns today, it be to meet next Tuesday morning at 11:00 o'clock.

Third Reading of Bills

The following entitled bills were read a third time, and passed:

Senate Bill No. 10, An Act to relieve persons totally disabled from the payment of head and poll taxes.

Senate Bill No. 36, An Act relative to funds for the New Hampshire Tri-State Commission.

House Bill No. 53, An Act relative to highway appropriations.

House Bill No. 65, An Act relative to liability in the operation of aircraft.

House Bill No. 70, An Act relative to the payment of forest fire expenses.

House Bill No. 71, An Act relative to reimbursement of municipalities for forest fire expenses.

House Bill No. 195, An Act to provide for the giving of security by owners and operators of aircraft involved in accidents and to provide for administration thereof.

House Bill No. 399, An Act relative to the construction and inspection of public buildings.

House Bill No. 473, An Act relative to erection of so-called historical signs.

House Bill No. 483, An Act legalizing the proceedings of the Campton Village Precinct meeting held on March 29, 1955.

House Bill No. 501, An Act authorizing the town of Hudson to fund or refund certain indebtedness.

House Bill No. 511, An Act relative to change of classification of road in the town of Gilmanton.

On motion of Senator Packard, the following resolution was adopted:

Resolution

Resolved, That the members of the Senate express to Senator Lamontagne their appreciation for the kind invitation and gracious hospitality extended to them on the trip to Berlin and Mount Washington yesterday. The trip, through his efforts, was not only entertaining, but very constructive, and was enjoyed by all.

On motion of Senator Caron, the following resolution was adopted:

Resolved, That the Senate express their appreciation to the personnel of the Brown Company, to the Glen Transportation Company, to the United States Armed Service Weather Observatory, to the personnel of television station WMTW, Channel 8, and to Captain William Meshey, U. S. Army, Commanding Officer, Mount Washington Test Station, Camp Dodge, for their many courtesies extended to the members of the Senate on their trip yesterday, and that the Clerk be instructed to transmit a copy of this resolution to the various groups.

On motion of Senator Landers, the Senate adjourned.

TUESDAY, JUNE 7, 1955

The Senate met according to adjournment.

Leaves of Absence

Senator Ferguson, District No. 14, was granted leave of absence for the day on account of important business. Senator Merrill, District No. 23, and Senator O'Malley, District No. 18, were granted leaves of absence for the week on account of important business.

Introduction of Guests

The President welcomed to the Senate, Mr. Larry Cote of Rochester, who was the guest of Senator LaRoche, District No. 20. Also, Mr. O'York of Dover, who was the guest of Senator Smalley, District No. 21. Also, Colonel B. R. DeGraff, USA (retired), who was the guest of Senator Matthews, District No. 5.

Introduction of Senate Joint Resolution

Senator Colburn introduced the following captioned joint resolution, which was read a first and second time, laid on the table to be printed, and referred:

To the Committee on Finance:

Senate Joint Resolution No. 5, Joint Resolution in favor of Louis E. Clement.

On motion of Senator Colburn, the Senate voted to dispense with the printing of the above captioned joint resolution.

Committee Reports

Senator O'Malley, for the Committee on Judiciary, to whom was referred:

Senate Bill No. 31, An Act relative to manufacture or sale of sling shots, black jacks, etc.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass.

Amend the bill by striking out all after the enacting clause and inserting in place thereof the following:

1. Amend Chapter 440 of the Revised Laws (Chapter 570, R S A) by inserting after Section 23 the following new section: 23-a. *Manufacture or Sale of Certain Articles.* Towns may make by-laws for the regulation of the manufacture, sale or exposing for sale, or the possession of any instrument or weapon of the kind usually known as sling shot, bean blower, sword cane, pistol cane, bludgeon, black jack, metallic knuckles, and bows and arrows. They may appoint all such officers as may be necessary to carry the by-laws into effect and may enforce their observance by suitable penalties, not more than one hundred dollars, or imprisonment for not more than six months, or both, for such offense.

2. *Takes Effect.* This act shall take effect upon its passage.

The report was accepted, amendment adopted, and the bill as amended was ordered to a third reading this afternoon at 2:00 o'clock,

Senator O'Malley, for the Committee on Judiciary, to whom was referred:

House Bill No. 408, An Act relating to duties of support and to make uniform the law with reference thereto.

House Bill No. 528, An Act relating to sewer bonds of the town of Meredith, legalization of a Town Meeting in Meredith held by Meredith School District, Center Harbor School District, and organization meetings of the Inter-Lakes School District No. 3.

Having considered the same, reported the same without amendments, and recommended their passage.

Senator Caron, for the Committee on Military and Veterans' Affairs, to whom was referred:

House Bill No. 491, An Act relative to the Franklin Veterans' Home Association.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass.

Amend the bill by adding after Section 1, a new Section 2.

Section 2. *Membership.* Providing, however, that this exemption applies only if membership is limited to those who are eligible for membership in the Grand Army of the Republic, the American Legion, the United Spanish War Veterans, the Veterans of Foreign Wars, or the Disabled American Veterans, shall be eligible for membership in the Franklin Veterans Home Association.

Further amend the bill by changing Section 2 to read Section 3.

The report was accepted, amendment adopted, and the bill as amended was ordered to a third reading this afternoon at 2:00 o'clock.

Senator McMeekin, for the Committee on Engrossed Bills, to whom was referred:

House Bill No. 473, An Act relative to erection of so-called historical signs.

Having considered the same, reported the same under Joint Rule No. 6 with the following amendment, and recommended that the bill as amended ought to pass.

Amend section 1 of said bill by striking out the first six lines and inserting in place thereof the following:

1. *State Highways.* Amend part 19, chapter 90, Revised Laws, as inserted by chapter 188, Laws of 1945 (chapter 249 R S A) and as amended by chapter 135, Laws of 1955, by inserting at the end thereof the following new subdivision:

Marking the Location of Historic Incidents on State Highways.

40. *Authority for Erection.* The commissioner of public works and

Further amend said section 1 of said bill by striking out the figure "40" where it occurs in the twelfth and fifteenth lines and inserting in place thereof the figure, 41; and by striking out the figure "41" where it occurs in the twenty-sixth line and inserting in place thereof the figure, 42:

On motion of Senator McMeekin, the Senate voted to adopt the amendments offered by the Committee on Engrossed Bills to the above entitled bill.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bill, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 496, An Act relative to the establishment of soil conservation districts.

The message further stated that the House of Representatives has voted to concur with the Honorable Senate in the passage of the following entitled bill, sent down from the Honorable Senate:

Senate Bill No. 100, An Act relative to capital reserve funds of the city of Nashua.

The message further stated that the House of Representatives has voted to adopt the report of the Committee of Conference on the following entitled bill:

House Bill No. 449, An Act relative to insertion of names of certain veterans and certain servicemen on the check lists.

The message further stated that the House of Representa-

tives concurs with the Honorable Senate in the passage of the following entitled bill, with amendment, in the passage of which amendment the House of Representatives asks the concurrence of the Honorable Senate:

Senate Bill No. 30, An Act relative to State Parks.

Amend section 1 by inserting after the word "on" in the fifth line the words, the following, and by striking out the words "which are surrounded by state owned lands" in the fifth line and inserting in place thereof the words, Mill Pond and North Pond in Pillsbury State Park and Spruce Pond and Bear Hill Pond in Bear Brook State Park, so that said section as amended shall read as follows: 1. *Regulations.* Amend chapter 234 of the Revised Laws by inserting after section 8 thereof the following new section: 8-a. *Regulation of Motors.* The forestry and recreation commission may prescribe such reasonable rules and regulations as to the use of boats propelled by any mechanical means on the following bodies of water: Mill Pond and North Pond in Pillsbury State Park and Spruce Pond and Bear Hill Pond in Bear Brook State Park. Such regulations shall be posted at places reasonably designed to acquaint the public contemplating using such ponds for boating purposes with the prescribed regulations.

On motion of Senator Adams, the Senate voted to concur in the adoption of the amendment to the above entitled bill, sent up from the House of Representatives.

The message further stated that the House of Representatives concurs with the Honorable Senate in the passage of the following entitled bill, with amendments, in the passage of which amendments the House of Representatives asks the concurrence of the Honorable Senate:

Senate Bill No. 50, An Act relative to orders for delinquent children and the jurisdiction of municipal courts.

Amend section 1 of the bill by striking out in the twentieth and twenty-first lines the words "in a case involving misdemeanors, and shall, in a case involving more serious offenses"; further amend by inserting after the word "may" in the thirty-fourth line the words, with the consent of the Director of Mental Health or the Mental Health Commission; further amend by inserting after the word "may" in the

forty-ninth line the words, with the consent of the commission, so that said section as amended shall read as follows:

1. *Neglected and Delinquent Children.* Amend section 14 of chapter 132 of the Revised Laws as amended by section 5, chapter 279 of the Laws of 1947 (section 17, chapter 169, RSA) by striking out said section and inserting in place thereof the following: 14. *Orders for Physical and Mental Treatment.* If it is alleged in any complaint or it appears at any time during the progress of the case that a neglected or delinquent child is in need for physical treatment, the failure to receive which is a contributing cause of neglect or delinquency, due notice of that fact shall be given as provided in section 4. If the court, upon hearing, finds that such treatment is reasonably required, he shall order the parent, guardian or custodian of the child to provide it. If this order is not obeyed within a reasonable time, the court shall require such treatment to be provided at the expense of the town in which the child resides, and recovery of the expenses thereby incurred shall be had from the person or persons chargeable by law for the child's necessities. Upon like terms and subject to like payment, the court may order mental treatment for a neglected child. Any court finding that a juvenile is delinquent may, before making disposition of the case as provided in section 13, order such delinquent to be taken for examination to the nearest mental hygiene clinic, that is served by the commission of mental health. If at the clinic the juvenile delinquent shall not appear to present a case for further mental study and treatment, the commission of mental health shall report to the court that fact and such other findings as may be pertinent, and the court shall dispose of the case as provided in section 13. If the juvenile shall appear to present a case for further study and treatment that fact shall be reported by the said commission to the court, and if the court finds that fact to be true, upon hearing and after notice as provided in section 4, the court may with the consent of the Director of Mental Health or the Mental Health Commission commit the juvenile to the children's study home for such further study, treatment and care. All transportation charges for juveniles in connection with their examination and study shall be paid in the same manner as provided for in connection with physical treatment, and the commission may recover for their study, treatment and care from the person

or persons chargeable by law for the child's necessities. When the officers of the home are prepared to make a final report upon a juvenile committed by a court to the home, they shall transmit the report, in behalf of the commission, to the court. Such report shall contain all pertinent data as to the child's mental condition and the prognosis of the case and such other data as may be of aid to the court. The court may thereupon make such order for the disposition of the case as is authorized by section 13. If occasion appears, the court, after such order is made, may with the consent of the commission, recommit the child to the home for further study, treatment and care and may thereafter modify the order disposing of the child as justice and the welfare of the child and society require, provided that such modification be within the scope of the authority conferred by section 13. All reports received by the court under this section shall be a part of the records of the court.

Further amend the bill by striking out section 2 and renumbering section 3 to read section 2.

On motion of Senator Matthews, the Senate voted to non-concur in the adoption of the amendments sent up from the House of Representatives to the above entitled bill.

Read and Referred

The following entitled bill, sent up from the House of Representatives, was read a first and second time, and referred:

To the Committee on Agriculture:

House Bill No. 496, An Act relative to the establishment of soil conservation districts.

On motion of Senator Matthews, the rules of the Senate were so far suspended as to permit all business in order for this afternoon at 2:00 o'clock to be made in order at the present time.

Third Reading of Bills

The following entitled bills were read a third time, and passed:

Senate Bill No. 31, An Act relative to manufacture or sale of sling shots, black jacks, etc.

House Bill No. 408, An Act relating to duties of support and to make uniform the law with reference thereto.

House Bill No. 491, An Act relative to the Franklin Veterans' Home Association.

House Bill No. 528, An Act relating to sewer bonds of the town of Meredith, legalization of a Town Meeting in Meredith held by Meredith School District, Center Harbor School District, and organization meetings of the Inter-Lakes School District No. 3.

On motion of Senator Paquette, the Senate adjourned.

WEDNESDAY, JUNE 8, 1955

The Senate met according to adjournment.

Leaves of Absence

Senator Smalley, District No. 21, was granted leave of absence for today and tomorrow on account of illness. Senator Adams, District No. 22, was granted leave of absence for the day on account of important business.

Introduction of Guests

The President welcomed to the Senate the former Senator from District No. 5, John W. Dole of Bristol. Also, Mrs. Charles Gleason and Mrs. Alfred Russ with children of the 8th grade of the Hancock School, who were the guests of Senator English District No. 11. Also, former Senator Martel of Manchester. Also, Mr. Henry Langlois of Manchester who was the guest of Senators Packard, District No. 16, and Daniel, District No. 19.

Committee Reports

Senator Lamontagne, for the Committee on Transportation, to whom was referred:

House Bill No. 295, An Act relative to re-examination of holders of licenses to operate motor vehicles.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted.

Senator Ferguson offered the following amendment, and moved its adoption:

Amend said bill by striking out section 1 and inserting in place thereof the following:

1. *Motor Vehicles, Licenses.* Amend chapter 117 of the Revised Laws, (chapter 261, RSA) by inserting after section 2-a thereof the following new section: 3. *Examination as to Qualifications.* Whenever, after a motor vehicle accident, information is presented to the commissioner, or whenever information is supplied to the commissioner by a citizen of the state, which information leads the commissioner to believe that reasonable doubt exists as to the qualifications of any individual to hold a license, to operate motor vehicles, the commissioner may order such individual to present a written statement from a reputable physician, not the personal or family physician of the individual, stating the opinion of the physician as to any physical deficiency or deficiencies of the individual examined as the same may bear upon his fitness to operate a motor vehicle. Such examination shall be made at the expense of the Motor Vehicle Department. No license to operate motor vehicles shall be issued or re-issued, nor shall any such license be continued in effect, with respect to any individual who fails to present to the commissioner a written statement as provided above, or with respect to any individual who, in the written statement provided for above, fails to satisfy the commissioner that such individual is fit to operate motor vehicles.

Senator Ferguson and Senator McMeekin spoke in favor of the adoption of the amendment.

Senator English spoke against the amendment.

On a *viva voce* vote, the affirmative prevailed, and the amendment was adopted, and the bill as amended was ordered to a third reading this afternoon at 2:00 o'clock.

Senator Lamontagne, for the Committee on Transportation, to whom were referred:

House Bill No. 396, An Act relative to the use of flashing red lights or red beacons on motor vehicles.

House Bill No. 466, An Act relating to transportation of school children and operators of school buses.

Having considered the same, reported the same without amendments, and recommended their passage.

The reports were accepted, and the bills were ordered to a third reading this afternoon at 2:00 o'clock.

Senator Ainsworth, for the Committee on Ways and Means, to whom was referred:

House Bill No. 355, An Act relating to the assessment of the expenses of the public utilities commission against certain public utilities.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted.

Senator Packard moved that the words, Inexpedient to legislate, be substituted for the report of the committee, Ought to pass.

(Discussion ensued)

On a *viva voce* vote, the negative prevailed, and the motion to substitute was lost.

The bill was ordered to a third reading this afternoon at 2:00 o'clock.

Senator Keller, for the Committee on Public Health, to whom was referred:

House Bill No. 335, An Act to change the fees for the licenses and permits of practical nurses.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at 2:00 o'clock.

Senator Caron, for the Committee on Finance, to whom was referred:

House Bill No. 47, An Act relative to investigation of subversive activities.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted.

Senator Cleveland offered the following amendment, and moved its adoption.

Amend Section 2 of the bill by striking out the same and inserting in place thereof the following:

Sec. 2. The Attorney General shall report not less than once every three months to the Legislative Council during the period when the General Court is not in session. He shall report

either verbally or in writing to the Council in executive session and advise the Council as to the progress of his investigation. He shall not permanently conclude his investigation without the approval of the Legislative Council.

Further amend said bill by adding the following new section:

Sec. 3. The Attorney General's report to the General Court of 1957 shall be made on or before February 15, 1957.

Further amend said bill by renumbering Section 2 to read Section 4.

(Discussion ensued)

On a *viva voce* vote, the negative prevailed, and the amendment was not adopted.

Senator Cleveland requested that he be recorded as having voted in favor of the amendment.

The bill was ordered to a third reading this afternoon at 2:00 o'clock.

Senator Caron, for the Committee on Finance, to whom was referred:

House Bill No. 285, An Act relative to the construction of a new library building and the remodelling of the library building for instructional purposes at the University of New Hampshire.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass.

Amend section 7 of the bill by striking out the same and inserting in place thereof the following: 7. *Takes Effect.* This act shall take effect on April 1, 1956.

The report was accepted.

Senator McMeekin requested a two minute Recess, which was granted by the Chair.

(Recess)

The Senate re-assembled.

The amendment to the above entitled bill was adopted, and the bill was then ordered to a third reading this afternoon at 2:00 o'clock.

Senator McMeekin, for the Committee on Engrossed Bills, to whom was referred:

House Bill No. 408, An Act relating to duties of support and to make uniform the law with reference thereto.

Having considered the same, reported the same under Joint Rule No. 6 with the following amendment, and recommended that the bill as amended ought to pass:

Amend section 1 of said bill by striking out the first three lines and inserting in place thereof the following:

1. *Uniform Duties of Support.* Amend the Revised Laws by inserting after chapter 420-A, as inserted by chapter 191, Laws of 1953 (chapter 546, RSA) the following new chapter: Chapter 420-B.

On motion of Senator McMeekin, the Senate voted to adopt the amendment offered by the Committee on Engrossed Bills to the above entitled bill.

Senator McMeekin, for the Committee on Engrossed Bills, to whom was referred:

Senate Bill No. 30, An Act relative to state parks.

Having considered the same, reported the same under Joint Rule No. 6 with the following amendment, and recommended that the bill as amended ought to pass:

Amend the title of said bill by striking out the same and inserting in place thereof the following:

An Act relative to regulations as to boating on certain ponds in Pillsbury state park and Bear Brook state park.

Amend section 1 of said bill by striking out the first line and inserting in place thereof the following:

1. *Ponds in Certain State Parks.* Amend chapter 234 of the Revised Laws (chapter 219, RSA) by

On motion of Senator McMeekin, the Senate voted to adopt the amendment offered by the Committee on Engrossed Bills to the above entitled bill.

Committee of Conference Reports

The Committee of Conference, to whom was referred House Bill No. 140, An Act relating to the New Hampshire Veterans' Association, having considered the same, reported the same with the following recommendation:

That the Senate recede from its position in adopting its amendment, that the House recede from its position in adopting its amendment and that the following amendment be adopted:

Amend section 1 of the bill by striking out said section and inserting in place thereof the following:

1. *New Hampshire Veterans' Association.* Amend section 2 of chapter 161, Laws of 1881, as amended by chapter 270, Laws of 1921, and by chapter 331, Laws of 1925, by striking out the word "fifty" in the seventh line and inserting in place thereof the words, five hundred, so that said section as amended shall read as follows: Sect. 2. Said corporation may purchase, take, and hold by deed, lease, gift, devise, or otherwise, real and personal estate for the purposes of said corporation to an amount not exceeding five hundred thousand dollars, and may improve, use, sell, lease, and convey, or otherwise dispose of the same at pleasure.

N. A. McMEEKIN,
LAURIER LAMONTAGNE,
Conferees on the Part of the Senate.

RAYMOND H. CHASE,
T. CASEY MOHER (RNC),
NED SPAULDING,
Conferees on the Part of the House.

On motion of Senator McMeekin, the Senate voted to adopt the Committee of Conference report on the above entitled bill.

The Committee of Conference, to whom was referred Senate Bill No. 11, An Act relative to education of children placed in homes for children, having considered the same, reported the same with the following recommendation:

That the Senate recede from its position of non-concurrence and that the House recede from its position in adopting its amendment, and that both Houses concur in the adoption of the following amendment:

Amend Section 51 of Chapter 137 of the Revised Laws by striking out the said section and inserting in place thereof the following:

51. *Right of Attendance: Tuition.* Whenever any child

is placed and cared for in any home for children, such child, if of school age, shall be entitled to attend the public schools in the school district in which said home is located, unless such placement was solely for the purpose of enabling a child residing outside said district to attend the schools thereof. If any such child was domiciled in another school district of this state at the time of its placement in any home for children, the school district in which said child then had its domicile shall be liable for the tuition of said child in the same manner and amount as specified in Revised Laws, Chapter 137, Section 3-a, and Chapter 138, Section 26. In case such placement in any home for children results from a transfer or successive transfers of any child from one or more other homes for children, the district in which said child had its domicile at the time when it was placed in the first of said other homes for children shall be liable for said tuition. If such child was not domiciled in this state when so placed, the home for children, together with the parents or the guardian of such child, shall be jointly and severally liable for said tuition, to be recovered in an action of case, provided, however, that if the placement in a home for children of a child not then domiciled in this state was made by any state, county or town officials of New Hampshire charged with public welfare functions or by any child-placing agency licensed in this state, then the parents or guardian of such child shall be solely liable for said tuition. The commissioner of public welfare and the New Hampshire Children's Aid Society shall be exempt from the liability imposed upon guardians hereunder.

IRENE WEED LANDERS,
JAMES C. CLEVELAND,
Conferees on the Part of the Senate.

JOSEPH D. VAUGHAN,
WARREN F. METCALF,
JOSEPH P. FORD,
Conferees on the Part of the House.

On motion of Senator Cleveland, the Senate voted to adopt the Committee of Conference report on the above entitled bill.

The Committee of Conference, to whom was referred House Bill No. 475, An Act relative to salaries of various Belknap county officials.

Having considered the same, reported the same with the following recommendation:

That the House recede from its position of non-concurrence, that the Senate recede from its position in adopting its amendments and that the following amendments be adopted:

Amend the title of said bill by striking out the same and inserting in place thereof the following:

An Act relative to salaries of various county officials of Belknap, Cheshire, Coos, Grafton, Hillsborough, Merrimack and Strafford counties.

Amend section 1 of said bill by striking out said section and inserting in place thereof the following:

1. *County Sheriffs.* Amend section 27, chapter 380 of the Revised Laws, as amended by chapter 195, Laws of 1943, chapter 189, Laws of 1945, section 2, chapter 2, Laws of 1947, section 3, chapter 202, Laws of 1947, section 1, chapter 256, Laws of 1947, chapter 291, Laws of 1947, chapter 235, Laws of 1953 (section 29, chapter 104, RSA) by striking out said section and inserting in place thereof the following: 27. *Salaries.* The annual salaries of the sheriffs of the several counties shall be as follows:

In Rockingham, fifteen hundred dollars.

In Strafford, one thousand dollars.

In Belknap, fifteen hundred dollars.

In Carroll, twelve hundred dollars.

In Merrimack, two thousand dollars.

In Hillsborough, two thousand six hundred dollars.

In Cheshire, fifteen hundred dollars.

In Sullivan, eight hundred dollars.

In Grafton, eighteen hundred dollars.

In Coos, eighteen hundred dollars.

The salary of the sheriff of Grafton county shall be paid monthly.

Amend section 2 of said bill by striking out said section and inserting in place thereof the following:

2. *County Solicitors.* Amend section 20 of chapter 24 of the Revised Laws, as amended by chapters 40 and 136, Laws of 1943, chapters 2, 27, 202, 213, 242, 263, 268 and 270 of the Laws of 1947, chapter 183, Laws of 1949 and chapters 108, 122 and 179 of the Laws of 1953 (section 35, chapter 7, RSA) by

striking out said section and inserting in place thereof the following: 20. *Salaries*. The annual salaries of the solicitors in the several counties shall be as follows:

- In Rockingham, twenty-two hundred dollars.
- In Strafford, two thousand dollars.
- In Belknap, eighteen hundred dollars.
- In Carroll, twelve hundred dollars.
- In Merrimack, twenty-five hundred dollars.
- In Hillsborough, thirty-eight hundred dollars.
- In Cheshire, two thousand dollars.
- In Sullivan, fifteen hundred dollars.
- In Grafton, twenty-four hundred dollars.
- In Coos, twenty-four hundred dollars.

Amend section 3 of said bill by striking out said section and inserting in place thereof the following:

3. *County Treasurer*. Amend section 13, chapter 48 of the Revised Laws, as amended by chapter 66, Laws of 1945, chapter 257, Laws of 1947, chapter 179, Laws of 1953 (section 14, chapter 29 RSA) by striking out said section and inserting in place thereof the following: 13. *Salaries*. The annual salaries of the treasurers of the several counties to be in full for their services and allowances of every kind, except as hereinafter provided, shall be as follows:

- In Rockingham, eight hundred dollars.
- In Strafford, five hundred dollars.
- In Belknap, five hundred dollars.
- In Carroll, five hundred dollars.
- In Merrimack, six hundred dollars.
- In Hillsborough, twelve hundred dollars.
- In Cheshire, four hundred dollars.
- In Sullivan, four hundred dollars.
- In Grafton, five hundred dollars.
- In Coos, four hundred dollars.

To the foregoing sums shall be added a reasonable sum for all necessary expenses upon order of the county commissioners.

Amend section 4 of said bill by striking out said section and inserting in place thereof the following:

4. *County Commissioners*. Amend section 27 of chapter 47 of the Revised Laws, as amended by chapters 119, 150, 195 and 202 of the Laws of 1943, chapters 66 and 163 of the Laws

of 1945, chapters 202 and 284 of the Laws of 1947, chapters 73 and 162 of the Laws of 1949, chapters 149 and 233 of the Laws of 1951 and chapters 90 and 123, Laws of 1953 (section 28, chapter 28, RSA) by striking out said section and inserting in place thereof the following: 27. *Commissioners*. The annual salary of each commissioner of the following counties shall be as follows, payable monthly by the county:

In Rockingham, eighteen hundred dollars.

In Strafford, fifteen hundred dollars.

In Belknap, fifteen hundred dollars.

In Merrimack, two thousand dollars.

In Hillsborough, thirty-seven hundred fifty dollars.

In Cheshire, fifteen hundred dollars.

In Sullivan, twelve hundred dollars.

In Grafton, eighteen hundred dollars.

In Coos, fifteen hundred dollars.

In Carroll county each commissioner, when employed in the business of the county, shall receive ten dollars a day, payable as hereinbefore provided.

To the foregoing sums shall be added, in all counties, a reasonable sum for all necessary expenses, upon order of the county auditors.

JOHN R. POWELL,

J. L. AINSWORTH,

Conferees on the Part of the Senate.

ALBERT A. VOGEL,

RAYMOND H. CHASE,

MILBURN F. ROBERTS,

Conferees on the Part of the House.

On motion of Senator Powell, the Senate voted to dispense with the reading of the Committee of Conference report on the above entitled bill.

On further motion of Senator Powell, the Senate voted to adopt the Committee of Conference report on the above entitled bill.

Engrossed Bills

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled Senate and House bills:

Senate Bill No. 6, An Act authorizing the appointment of county public trustees.

Senate Bill No. 72, An Act relative to publication of report of audit.

Senate Bill No. 82, An Act to amend the charter of the Cheshire County Savings Bank of Keene.

Senate Bill No. 98, An Act relating to the Peterborough Home for the Aged and the James Scott and Sarah A. Scott Home.

Senate Bill No. 100, An Act relative to capital reserve funds of the city of Nashua.

House Bill No. 37, An Act relating to hawkers and peddlers.

House Bill No. 53, An Act relative to highway appropriations.

House Bill No. 65, An Act relative to liability in the operation of aircraft.

House Bill No. 70, An Act relative to the payment of forest fire expenses.

House Bill No. 71, An Act relative to reimbursement of municipalities for forest fire expenses.

House Bill No. 277, An Act relative to the storing of explosives.

House Bill No. 399, An Act relative to the construction and inspection of public buildings.

House Bill No. 403, An Act relating to the preservation of private business records and to make uniform the law with reference thereto.

House Bill No. 413, An Act relative to the payment of motor road tolls by counties, and reports to the motor vehicle commissioner on sales of motor fuel for boats.

House Bill No. 483, An Act legalizing the proceedings of the Campton Village Precinct meeting held on March 29, 1955.

House Bill No. 501, An Act authorizing the town of Hudson to fund or refund certain indebtedness.

House Bill No. 511, An Act relative to change of classification of road in the town of Gilmanton.

House Bill No. 438, An Act relating to group life insurance for share holders in credit unions.

House Bill No. 493, An Act relative to tax exemption for certain installations for water or air control facilities.

House Bill No. 528, An Act relating to sewer bonds of the town of Meredith, legalization of a town meeting in Meredith held March 8, 1955 and legalization of certain meetings held by Meredith School District, Center Harbor School District, and organization meetings of the Inter-Lakes School District No. 3.

IRENE W. LANDERS,
For the Committee.

Introduction of Senate Bill

Senator Cleveland introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred:

To the Committee on Resources, Recreation and Development:

Senate Bill No. 109, An Act authorizing the creation of regional planning commissions.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 328, An Act to change the name of the Board of Nurse Examiners and to increase the fees for nurse registration.

House Bill No. 329, An Act relative to disabled veterans.

The message further stated that the House of Representatives has voted to adopt the report of the Committee of Conference on the following bill:

House Bill No. 140, An Act relating to the New Hampshire Veterans' Association.

The message further stated that the House of Representatives has voted to concur with the Honorable Senate in its amendments to the following entitled bill:

House Bill No. 195 (In New Draft), An Act to provide for the giving of security by owners and operators of aircraft involved in accidents and to provide for administration thereof.

The message further stated that the House of Representatives refuses to concur with the Honorable Senate in the passage of the following entitled bill sent down from the Honorable Senate:

Senate Bill No. 51, An Act prohibiting the use of out-board motors on Perch Pond in the town of Campton.

The message further stated that the House of Representatives has voted to concur with the Honorable Senate in its adoption of the amendments offered by the Committee on Engrossed Bills to the following entitled bills:

House Bill No. 438, An Act relating to group life insurance for share holders in credit unions.

House Bill No. 493, An Act relative to tax exemption for certain installations for water or air control facilities.

Read and Referred

The following entitled bills, sent up from the House of Representatives, were read a first and second time, and referred:

To the Joint Committee on Public Health and Education:

House Bill No. 328, An Act to change the name of the Board of Nurse Examiners and to increase the fees for nurse registration.

To the Committee on Military and Veterans' Affairs:

House Bill No. 329, An Act relative to disabled veterans.

On motion of Senator Matthews, the rules of the Senate were so far suspended as to permit all business in order for this afternoon at 2:00 o'clock to be made in order at the present time.

Third Reading of Bills

The following entitled bills were read a third time, and passed.

House Bill No. 47, An Act relative to investigation of subversive activities.

House Bill No. 285, An Act relative to the construction of a new library building and the remodelling of the present library building for instructional purposes at the University of New Hampshire.

House Bill No. 295, An Act relative to re-examination of holders of licenses to operate motor vehicles.

House Bill No. 335, An Act to change the fees for the licenses and permits of practical nurses.

House Bill No. 355, An Act relating to the assessment of the expenses of the public utilities commission against certain public utilities.

House Bill No. 396, An Act relative to the use of flashing red lights or red beacons on motor vehicles.

House Bill No. 466, An Act relating to transportation of school children and operators of school buses.

On motion of Senator Daniel, the Senate adjourned.

THURSDAY, JUNE 9, 1955

The Senate met according to adjournment.

Leave of Absence

Senator LaRoche, District No. 20, was granted leave of absence for the day on account of important business.

Introduction of Guest

The President welcomed to the Senate Miss Pauline Daniel, the daughter of Senator Paul H. Daniel, District No. 19.

Committee Reports

Senator Matthews, for the Committee on Judiciary, to whom were referred:

House Bill No. 398, An Act relative to civil defense.

House Bill No. 516, An Act relative to powers and duties of the town of Littleton and repealing the charter of the Littleton Village District.

Having considered the same, reported the same without amendments, and recommended their passage.

The reports were accepted, and the bills were ordered to a third reading this afternoon at 2:00 o'clock.

Senator Washburn, for the Committee on Labor, to whom were referred:

Senate Bill No. 92, An Act relative to authority of towns to enter into collective bargaining contracts with labor unions.

House Bill No. 217, An Act relative to prior service credits for state officials and employees.

House Bill No. 296, An Act establishing a board of fire commissioners for the city of Laconia.

Having considered the same, reported the same without amendments, and recommended their passage.

The reports were accepted, and the bills were ordered to a third reading this afternoon at 2:00 o'clock.

Senator Adams, for the Committee on Education, to whom was referred:

House Bill No. 52, An Act to ratify the New England higher education compact.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted, and the bill was referred to the Committee on Finance under the rules.

Senator Caron, for the Committee on Finance, to whom was referred:

Senate Bill No. 66, An Act creating an industrial development authority.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass.

The report was accepted.

On motion of Senator McMeekin, the Senate voted to lay the above entitled bill with the accompanying report on the table and made a Special Order for next Tuesday morning at 11:01, and that the amendment would be printed in the Journal for today.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 349, An Act relative to hourly wage for employees.

House Bill No. 454, An Act relating to building reserve and school houses of the former Lee School District.

The message further stated that the House of Representatives has voted to adopt the reports of the Committees of Conference on the following entitled bills:

House Bill No. 475, An Act relative to salaries of various county officials of Belknap, Cheshire, Coos, Grafton, Hillsborough, Merrimack and Strafford counties.

Senate Bill No. 11, An Act relative to education of children placed in homes for children.

The message further stated that the House of Representatives has voted to concur with the Honorable Senate in its adoption of the amendments offered by the Committee on Engrossed Bills to the following entitled bill:

House Bill No. 473, An Act relative to erection of so-called historical signs.

The message further stated that the House of Representatives has voted to concur with the Honorable Senate in its amendments to the following entitled bill:

House Bill No. 491, An Act relative to the Franklin Veterans' Home Association.

Read and Referred

The following entitled bills, sent up from the House of Representatives, were read a first and second time, and referred:

To the Committee on Labor:

House Bill No. 349, An Act relative to hourly wage for employees.

To the Committee on Education:

House Bill No. 454, An Act relating to building reserve and school houses of the former Lee School District.

Engrossed Bills

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled House bills:

House Bill No. 47, An Act relative to investigation of subversive activities.

House Bill No. 449, An Act relative to insertion of names of certain servicemen on the check-lists.

House Bill No. 473, An Act relative to erection of so-called historical signs.

LAURIER A. LAMONTAGNE,
For the Committee.

Resolution

On motion of Senator McMeekin, the following resolution was adopted:

Resolved, That the Justices of the Supreme Court be respectfully requested to give their opinion upon the following question of law:

“Do the provisions of House Bill No. 245, An Act dividing Grafton county into commissioner districts, with amendment as proposed, violate the Constitution of New Hampshire with respect to elections?”

Further Resolved, That the President of the Senate present a copy of this resolution and of House Bill No. 245 with amendment as proposed to the Clerk of the Supreme Court for consideration by said court.

On motion of Senator Cleveland, the following resolution was adopted:

Resolved, That the rules of the Senate be so far suspended as to permit the posting of House bills for public hearings for the balance of the session with only one day's notice in the Senate Journal.

Opinion

The following opinion has been received by the Senate from the New Hampshire Supreme Court, relative to Senate Bill No. 41, entitled “An Act to provide assistance for education in the academies, seminaries of learning, colleges and other educational institutions of the State.”

To the Honorable Senate:

The undersigned Justices of the Supreme Court make the following reply to your request for their opinion on the question of whether Senate Bill No. 41, entitled “An Act to provide assistance for education in the academies, seminaries of learning, colleges and other educational institutions of the State,” in new draft, “conflict (s) with or violate (s) the New Hampshire Constitution in any of its provisions.”

The bill to which your inquiry relates provides for

creation of an Authority "as an agency and subdivision of the State" (s. 3) for the purpose of making loans for construction at advantageous rates of interest to (any academy, seminary of learning, private school, junior college or college situated in this state which is incorporated here and operated for charitable purposes, and whose net income is devoted exclusively to such purposes and not distributed to its proprietors, members or stockholders. S. 2. The board of directors of the Authority would be charged with the duty of passing upon applications for loans, for the purpose of determining whether they are requested for a project "within the scope of this act, (which) will be of public use and benefit, and can be financed without unreasonable risk of loss to the Authority." S. 5.

In addition to furnishing ample security a borrower would be required to contribute to a reserve fund to be held as insurance against loss (s. 9), to pay the cost of processing the loan (s. 19), and until repayment to hold and use the project for which the loan is made; "for educational purposes, subject to the common and equal right of all reasonably qualified persons to use and enjoy the same." S. 18.

The bill would authorize the Authority to issue bonds to provide funds for loans, payable solely out of receipts from loans. It provides that such bonds "shall not be a debt of the state" (s. 10) except that the payment of such bonds shall be guaranteed "in the name of the state." S. 14. The state treasurer is authorized to purchase temporary notes of the Authority in amounts "sufficient to enable the Authority to carry out its functions." S. 12.

Your inquiry with respect to the validity of the bill is in general terms without reference to particular provisions of the bill, or to any facts which might bear upon its application. Accordingly, the question calls for a general answer. In our opinion the bill is valid upon its face.

The bill is so drafted as to provide only for loans which may be made "without unreasonable risk of loss to the Authority" (s. 5), and hence to the state. It contemplates that the activities of the Authority shall be self-liquidating, so that ultimately no expenditure of public funds may be required in furnishing the aid to be given. On the other hand, the bill would impose obligations upon the state which might require funds to be raised by taxation, and so "stands on equal footing" with a bill which would be certain to require such funds.

Opinion of the Justices, 88 N. H. 484, 489; *Opinion of the Justices*, 98 N. H. (May 26, 1955).

The fundamental proposition that public funds may not constitutionally be devoted to private purposes has been frequently adverted to. See *Opinion of the Justices*, 88 N. H. 484, *supra*, and cases cited; *Opinion of the Justices*, 94 N. H. 515; *Opinion of the Justices*, 99 N. H. *supra*. The furtherance of education is universally regarded as a public purpose and the Constitution expressly imposes upon legislators "the duty to cherish the interests of literature and the sciences, and all seminaries and public schools, (and) to encourage private and public institutions . . . for the promotion . . . arts, sciences (and) trades." Constitution, Pt. II, Art. 83. As was said in *Trustees &c. Academy v. Exeter*, 90 N. H. 472, 482-3, "Certainly aid to an educational institution in the State, subject to qualifications not here requiring statement, is an exercise of the protective power . . ." A later opinion in the same stated: "An educational institution established for no personal profit and serving only the public benefit is a charity . . . The charity being solely a form of public service, a grant to it is for public use and benefit." *Trustees &c. Academy v. Exeter*, 92 N. H. 473, 479. Historical examples of legislative aid to private educational institutions are not lacking. See 7 Laws of N. H. 601, 813, 843; Laws 1919, c. 204. The prominent place of such institutions in the history of the state is amply attested. Bouton, *History of Education in New Hampshire*, New Hampshire Historical Society Collection (1833); Bush, *History of Education in New Hampshire* (1898); Bishop, *Development of a State School System: New Hampshire* (1930.)

As is the case in the expenditure of any public funds, it must appear that the expenditure will in fact be for the public use. *Opinion of the Justices*, *supra*, 88 N. H. 484, 488; *Opinion of the Justices*, 99 N. H. *supra*. Suitable provision is made by Senate Bill No. 41 to insure that any project for which a loan is made "will be of public use and benefit" (s. 5), which by implication means that it will serve a purpose which would otherwise not be adequately served. *Opinion of the Justices*, *supra*, 88 N. H. 484, 488. See *Conway v. Water Resources Board*, 89 N. H. 346. Cf. *Opinion of the Justices*, 99 N. H. *supra*. Adequate standards to guide the action of the directors of the Authority are provided by the statute (cf. *Opinion of the Justices*, 99 N. H. *supra*) and no unconstitutional delegation of legisla-

tive authority is proposed. *Conway v. Water Resources Board*, *supra*, 351-353; Opinion of the Justices, 94 N. H. 515, 518.

The further requirement of section 18, that pending repayment of any loan the project shall be held by the institution "for educational purposes, subject to the common and equal rights of reasonably qualified persons to use and enjoy the same," imposes in express terms a trust which otherwise would necessarily arise by implication if the public aid were to be validly granted. See *Eyers Woolen Co. v. Gilsun*, 84 N. H. 1, 14, 15. Thus in *Holt v. Antrim*, 64 N. H. 284, 287, it was held that a private academy as lessee without payment of rent, of a building to be built by public funds, would "hold it in trust for the public service to common and equal privilege of use will be enforceable by adequate remedies." See *State v. Jackson*, 69 N. H. 511, 524.

Whether the bill if enacted will prove constitutional in its application to all projects for which loans might conceivably be requested is a question not presented (see *Opinion of the Justices*, 99 N. H. —, 113 A. (2d) 114 (April 6, 1955)), and which it is not our province to ascertain in advice of the findings which the bill would require with respect to particular projects. *Opinion of the Justices*, 88 N. H. 484, *supra*, at 491. Issues which may arise in application of the act to individual projects can neither be determined nor decided in advance of their presentation. *Opinion of the Justices*, 84 N. H. 559, 582. See Also, *Opinion of the Justices*, 97 N. H. 533, 540.

Considered with relation to the test of public or private benefit, it is our opinion that Senate Bill No. 41 is valid in its general provisions and not in conflict with the Constitution.

Chief Justice Kenison, as trustee of an academy, asks to be excused from expressing his views, for reasons which in his belief may disqualify him.

/s/ AMOS N. BLANDIN, JR.,

/s/ LAURENCE DUNCAN

/s/ EDWARD J. LAMPSON

/s/ JOHN R. GOODNOW

June 9, 1955.

On motion of Senator Matthews, the rules of the Senate were so far suspended as to permit all business in order for this afternoon at 2:00 o'clock to be made in order at the pres-

ent time, and that when the Senate adjourns today, it be to meet next Tuesday morning at 11:00 o'clock.

Third Reading of Bills

The following entitled bills were read a third time, and passed:

Senate Bill No. 92, An Act relative to authority of towns to enter into collective bargaining contracts with labor unions.

House Bill No. 217, An Act relative to prior service credits for state officials and employees.

House Bill No. 296, An Act establishing a board of fire commissioners for the city of Laconia.

House Bill No. 398, An Act relative to civil defense.

House Bill No. 516, An Act relative to powers and duties of the town of Littleton and repealing the charter of the Littleton Village District.

On motion of Senator Colburn, the Senate adjourned.

TUESDAY, JUNE 14, 1955

The Senate met according to adjournment.

Leave of Absence

Senator Smalley, District No. 21, was granted leave of absence for the week on account of illness.

Introduction of Guests

The President welcomed to the Senate the wife of Senator Washburn, District No. 4. Also, the President expressed a welcome to a group of business men who were in the gallery.

Introduction of Senate Bills

Senator McMeekin introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred:

To the Committee on Judiciary:

Senate Bill No. 110, An Act relative to voting by armed services absentees.

On motion of Senator Cleveland, the order whereby the bill was referred to the Committee on Judiciary was vacated. The rules were suspended to place the bill on its third reading and final passage at the present time.

Senator Cleveland requested that his statement in support of the bill be made a part of the record of today's Journal.

Statement in Support of Bill Concerning Use of the Federal Postal Card Application for Absentee Ballot by Absent Spouses and Dependents of Servicemen, and Other Absent Members of the Defense Forces of the United States and Defining Persons Who can Administer Oath on Absentee Ballot for Servicemen

This bill is submitted as part of a new Federal-State program sponsored by President Eisenhower as a non-partisan matter and designed to

(a) make uniform the administration of the present Federal Armed Forces Voting Program,

(b) to extend the program to include spouses and dependents of members of the Armed Forces who are absent from their place of residence and Federal civilian employees and their spouses and dependents who are overseas.

New Hampshire is in the forefront of the States affording the maximum opportunities for absentee voting to members of the armed services not only in its laws but in the very sympathetic administration of those laws by state, city and town election officials. The passage of this bill will permit New Hampshire to maintain her enviable position with respect to the defense forces of the country.

The extension to absent spouses and dependents of the right to use the Federal post card to secure their absentee ballot is a recognition that the spouses and dependents of the members of the armed Forces are members of the defense team. The same is true of those Federal employees and their spouses and dependents overseas who are on the cold war front.

This bill covers approximately 2,600 spouses of servicemen, about a hundred dependents and about a hundred Federal civilian employees, all residents of New Hampshire. Upon passage of this bill the total from New Hampshire covered by the

Federal Voting Assistance program would then be approximately 13,000.

The only other change made by this bill is to further define those persons who can administer the oath on the absentee ballot for servicemen. This is merely a matter of clarification, and not of change.

The bill merely extends to persons on the defense team who already have the right to secure an absentee ballot a method of securing it quickly and returning it quickly.

MICHAEL J. GALVIN,
*Deputy Coordinator of the Federal
Voting Assistance Program
Pentagon, Washington, D. C.*

The above entitled bill was read a third time and passed at the present time.

Senators McMeekin and Caron introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred:

To the Committee on Ways and Means:

Senate Bill No. 111, An Act relative to nature of the tax on tobacco products.

Committee Reports

Senator Matthews, for the Committee on Judiciary, to whom was referred:

House Bill No. 81, An Act relative to penalties for certain motor vehicle violations.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass.

Amend Section 2 of the bill by striking out the word "one" in line 10 and inserting in place thereof the word "two." Further amend the section by striking out the word "shall" in line 10 and inserting in place thereof the word "may," so that said section shall read as follows:

Sec. 2. *Revocation of Licenses.* Amend Section 16 of Chapter 118 of the Revised Laws (Section 19, Chapter 262, RSA) by striking out the same and inserting in place thereof the following: 16. *Intoxication.* Any person who shall be

convicted of operating, or attempting to operate, a motor vehicle upon any way while under the influence of intoxicating liquor, or any narcotic or habit-producing drug, shall be imprisoned for not more than six months or shall be fined not more than five hundred dollars, or both; his license shall be revoked for a period of sixty days and at the discretion of the court for a period not to exceed two years. Upon a second conviction he may be imprisoned for not less than one month nor more than six months, and fined not less than one hundred dollars nor more than five hundred dollars; his license shall be revoked and he shall be ineligible for a license for the next three calendar years.

The report was accepted, amendment adopted, and the bill as amended was ordered to a third reading this afternoon at 2:00 o'clock.

Senator Matthews, for the Committee on Judiciary, to whom was referred:

House Bill No. 495, An Act relative to fees for counsel assigned by court in certain cases.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass.

Amend Section 1 of said bill by striking out the same and inserting in place thereof the following:

Section 1. *Assignment of Counsel.* Amend Section 3 of Chapter 428 of the Revised Laws (Section 3, Chapter 604, RSA) by striking out the words "not exceeding one hundred and fifty dollars in all at any one trial" and inserting in place thereof the words "not to exceed \$500.00 and reasonable expenses" so that said section as amended shall read as follows:

3. *Counsel Fees.* Counsel so assigned by the court shall receive reasonable compensation for their services not to exceed five hundred dollars and reasonable expenses which shall be allowed by the court and paid by the county.

The report was accepted, amendment adopted, and the bill as amended was ordered to a third reading this afternoon at 2:00 o'clock.

Senator McMeekin, for the Committee on Engrossed Bills, to whom was referred:

House Bill No. 475, An Act relative to salaries of various

county officials of Belknap, Cheshire, Coos, Grafton, Hillsborough, Merrimack and Strafford counties.

Having considered the same, reported the same under Joint Rule No. 6 with the following amendment, and recommended that the bill as amended ought to pass:

Amend section 1 of said bill by inserting after "RSA" the following, and as amended by section 1, chapter 172, Laws of 1955. Further amend said section by striking out the words "Coos, eighteen hundred" and inserting in place thereof the words, Coos, two thousand.

Amend section 3 of said bill by inserting after "RSA" the following, and as amended by section 2, chapter 172, Laws of 1955. Further amend said section by striking out the words, "Coos, four" and inserting in place thereof the words, Coos, five.

Amend section 5 of said bill by striking out the same and inserting in place thereof the following:

5. *Takes Effect.* The foregoing provisions of sections 1 and 3 which provide for an increase in the salaries of the sheriff and treasurer of the county of Coos shall take effect as of January 1, 1956. The remaining provisions of this act shall take effect as of January 1, 1955.

On motion of Senator McMeekin, the Senate voted to adopt the amendment offered by the Committee on Engrossed Bills to the above entitled bill.

Senator McMeekin, for the Committee on Engrossed Bills, to whom was referred:

House Bill No. 335, An Act to change the fees for the licenses and permits of practical nurses.

Having considered the same, reported the same under Joint Rule No. 6 with the following amendment, and recommended that the bill as amended ought to pass.

Amend section 1 of said bill by inserting after the figure "1951" in the second line the following: (sections 21, 26, 27 and 28, chapter 326, RSA).

On motion of Senator McMeekin, the Senate voted to adopt the amendment offered by the Committee on Engrossed Bills to the above entitled bill.

Senator McMeekin, for the Committee on Engrossed Bills, to whom was referred:

House Bill No. 396, An Act relative to the use of flashing red lights or red beacons on motor vehicles.

Having considered the same, reported the same under Joint Rule No. 6 with the following amendment, and recommended that the bill as amended ought to pass:

Amend section 1 of said bill by inserting after the words "Revised Laws" in the second line the following: (section 40, chapter 263, RSA).

On motion of Senator McMeekin, the Senate voted to adopt the amendment offered by the Committee on Engrossed Bills to the above entitled bill.

Senator McMeekin, for the Committee on Engrossed Bills, to whom was referred:

House Bill No. 398, An Act relative to civil defense.

Having considered the same, reported the same under Joint Rule No. 6 with the following amendment, and recommended that the bill as amended ought to pass:

Amend section 2 of said bill by inserting after the figure "1953" the following: (section 10, chapter 107, RSA).

Amend section 3 of said bill by inserting after the figure "1953" the following: (section 17, chapter 107, RSA).

Amend section 4 of said bill by inserting after the figure "1953" the following: (section 19, chapter 107, RSA).

On motion of Senator McMeekin, the Senate voted to adopt the amendment offered by the Committee on Engrossed Bills to the above entitled bill.

Concurrent Resolution

On motion of Senator Powell, the following concurrent resolution was adopted:

Resolved, that Whereas, today, Tuesday, June 14, is Flag Day and is the 177th Anniversary of the creation of our great and glorious flag, and

Whereas, the birth of our beloved Stars and Stripes comes this year at a time when the United States of America is engaged in a cold war that threatens the continuance of our principles of freedom and democracy, it is most appropriate that

we vigorously reaffirm our continued and everlasting belief in those ideals and institutions for which our great banner stands, and for what it has stood and fought for in years past, therefore be it

Resolved, that when the Senate and House of Representatives adjourn today, it be in commemoration of Flag Day, June 14, 1955.

Majority — Minority Report

A majority of the Committee on Banks and Insurance, to whom was referred:

Senate Bill No. 67, An Act relating to motor vehicle liability insurance.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass:

Amend Senate Bill No. 67. "An Act relating to motor vehicle liability insurance" by striking out all of Section 1 and inserting in place thereof the following:

1. *Motor Vehicle Liability Insurance Rates.* Amend Chapter 329 of the Revised Laws (Chapter 412, RSA) by striking out sections 13 through 18 thereof, and inserting in place thereof the following sections:

13. *Filing by Insurance Companies.* Every insurance company authorized to transact business in this state which insures against loss by reason of the liability to pay damages to others for damage to property or bodily injury including death arising from the operation, maintenance, or use of motor vehicles within this state, shall file with the insurance commissioner, individually or in collaboration with others, in such form as he may prescribe, its proposed classification of risks and premium rates applicable thereto, together with a schedule or rating proposed to be in use, its experience for any classification or classifications of risk, and such other statistical information as the commissioner may deem necessary or helpful in determining classification and rate of premium as hereinafter provided. The commissioner is hereby authorized and empowered to require sworn statements of the foregoing information from any insurance company governed by this subdivision.

14. *Compilation of Experience.* The commissioner may promulgate reasonable rules and statistical plans reasonably adapted to such rating schedules as he may prescribe, which rules and plans shall be used by each insurer in recording and reporting its loss and expense experience. The commissioner is authorized to designate one or more rating organizations or other agencies to compile and combine such loss and expense experience in such form and manner as the commissioner may require.

15. *Rates Effective.* No such schedule of premium rates shall take effect until the commissioner shall approve the same as adequate, reasonable, and non-discriminatory as against citizens or classes of citizens of this state for the rates to which they respectively apply. The commissioner may at any time withdraw his approval of any premium rate or schedule previously approved by him if, in his judgment, such premium rate or schedule is unreasonable, inadequate or discriminatory.

16. *Uniformity of Rates.* The premium rates for automobile liability insurance referred to herein shall be uniform for all companies and shall be based on the combined experience of all insurers selling any form of insurance set forth in section 13 of this chapter. No insurance company authorized to transact business in this state shall make, write, issue or sell any motor vehicle policy except at a rate approved by the commissioner and the commissioner shall not approve any rate which is higher or lower than the uniform rate based on the said combined experience of all insurers.

17. *Rules and Regulations.* The commissioner is hereby empowered to make and enforce such reasonable rules and regulations as are necessary to carry out the provisions of this chapter.

18. *Revocation.* The license of any company which violates any of the provisions of this sub-division may be revoked by the commissioner for a period not exceeding one year.

19. *Dividends.* Nothing herein shall be construed to prohibit the payment of dividends, savings, or expired premium deposits allowed or returned by any insurance company to its policyholders, members or subscribers.

20. *Assigned Risks.* Agreements may be made among

insurers with respect to the equitable apportionment among them of insurance which may be afforded applicants who are in good faith entitled to but who are unable to procure such insurance through ordinary methods and such insurers may agree among themselves on the use of reasonable rate modifications for such insurance, such agreements and rate modifications to be subject to the approval of the commissioner.

21. *Rehearings and Appeals.* Any insurance company or policy holder aggrieved by any order or decision of the commissioner under this chapter shall be entitled to seek redress pursuant to the provisions of chapter 414.

Further amend the bill by striking out Section 2 and inserting in place thereof the following:

Sect. 2. *Takes Effect.* This act shall take effect on January 1, 1956, provided, however, that if for any reason, the commissioner shall not then have fixed and promulgated a uniform rate of premium as hereinbefore provided, the then existing rates, as approved by the commissioner, shall continue in effect until such uniform rate shall be so fixed and promulgated.

DEAN B. MERRILL
J. LABAN AINSWORTH
MARYE WALSH CARON

The report was accepted.

A minority of the Committee on Banks and Insurance, to whom was referred:

Senate Bill No. 67, An Act relating to motor vehicle liability insurance.

Having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

OTTO G. KELLER

The report was accepted.

Senator Keller moved that the report of the minority, Inexpedient to legislate, be substituted for that of the majority, Ought to pass with amendment.

(Discussion ensued)

Senators Keller, Cleveland and Ferguson spoke in favor of the motion.

Senators Merrill and Packard spoke against the motion.

Question being on the motion to substitute, and on this motion, Senator Cleveland demanded a roll call.

The Clerk proceeded to call the roll.

The following named Senators voted in the affirmative: Senators O'Brien, McMeekin, Washburn, Matthews, Keller, Cleveland, Powell, Landers, English, Colburn, Ferguson and Adams.

The following named Senators voted in the negative: Senators Lamontagne, Ainsworth, Paquette, Packard, Caron, O'Malley, Daniel, LaRoche, Merrill and Foote.

Twelve Senators having voted in the affirmative, and ten Senators having voted in the negative, the affirmative prevailed, and the motion to substitute was adopted.

On motion of Senator Cleveland, the Senate refused to reconsider the bill.

Engrossed Bills

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled Senate and House bills:

Senate Bill No. 89, An Act relative to purchases by the director of purchase and property.

Senate Bill No. 90, An Act relative to emergency purchases by the division of purchase and property.

House Bill No. 296, An Act establishing a board of fire commissioners for the city of Laconia.

House Bill No. 140, An Act relating to the New Hampshire Veterans' Association.

House Bill No. 217, An Act relative to prior service credits for state officials and employees.

House Bill No. 355, An Act relating to the assessment of the expenses of the public utilities commission against certain public utilities.

House Bill No. 466, An Act relating to transportation of school children and operators of school buses.

House Bill No. 516, An Act relative to powers and duties of the town of Littleton and repealing the charter of the Littleton Village District.

LAURIER A. LAMONTAGNE,

For the Committee.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bills and joint resolution, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 374, An Act establishing a division of appraisals within the department of the tax commission.

House Bill No. 489, An Act relative to registration and re-registration of partnerships.

House Bill No. 505, An Act to repeal charters of certain corporations.

House Bill No. 515, An Act relative to transfer of liquor licenses and beverage permits to clubs in certain cases.

House Joint Resolution No. 57, Joint Resolution in favor of the estate of Edward C. Sweeney, Sr.

The message further stated that the House of Representatives has voted to concur with the Honorable Senate in the passage of the following entitled bills, sent down from the Honorable Senate:

Senate Bill No. 89, An Act relative to purchase by the director of purchase and property.

Senate Bill No. 90, An Act relative to emergency purchases by the division of purchase and property.

Read and Referred

The following entitled bills and joint resolution, sent up from the House of Representatives, were read a first and second time, and referred:

To the Committee on Judiciary:

House Bill No. 374, An Act establishing a division of appraisals within the department of the tax commission.

House Bill No. 489, An Act relative to registration and re-registration of partnerships.

House Bill No. 505, An Act to repeal charters of certain corporations.

To the Committee on Liquor Laws:

House Bill No. 515, An Act relative to transfer of liquor licenses and beverage permits to clubs in certain cases.

To the Committee on Finance:

House Joint Resolution No. 57, Joint Resolution in favor of the estate of Edward C. Sweeney, Sr.

On motion of Senator McMeekin, the order whereby the above captioned joint resolution was referred to the Committee on Finance was vacated. The rules were suspended, and the above captioned joint resolution was read a third time and passed at the present time.

On motion of Senator Merrill, the following Resolution was adopted:

Resolved, That the Clerk be instructed to continue the services of an extra stenographer for the benefit of the committees, and for special stenographic services in connection with the visit of the President of the United States to the Legislature, until further notice, her pay to be retroactive to June 6, 1955.

Special Order

Senator McMeekin called for the Special Order. It being on the adoption of the amendment offered by the Committee on Finance, to the following entitled bill:

Senate Bill No. 66, An Act creating an industrial development authority.

On a *viva voce* vote, the affirmative prevailed. The amendment was adopted, and the bill as amended was ordered to a third reading this afternoon at 2:00 o'clock.

On motion of Senator Matthews, the rules of the Senate were so far suspended as to permit all business in order for this afternoon at 2:00 o'clock to be made in order at the present time.

Third Reading of Bills

The following entitled bills were read a third time, and passed:

Senate Bill No. 66, An Act creating an industrial development authority.

House Bill No. 81, An Act relative to penalties for certain motor vehicle violations.

House Bill No. 495, An Act relative to fees for counsel assigned by court in certain cases.

On motion of Senator Washburn, the Senate adjourned in commemoration of Flag Day, June 14, 1955.

WEDNESDAY, JUNE 15, 1955

The Senate met according to adjournment.

Introduction of Guest

The President welcomed to the Senate Mrs. Helen Campion, the wife of the newly elected member of the House of Representatives from Hanover, James W. Campion. Mrs. Campion was the guest of Senator Landers, District No. 10.

Introduction of Senate Bill

Senator Smalley introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred:

To the Committee on Public Health:

Senate Bill No. 112, An Act relative to practice of medicine and suspension of licenses in certain cases.

Committee Reports

Senator O'Malley, for the Committee on Judiciary, to whom was referred:

House Bill No. 187, An Act providing for giving notice of claims for skiing injuries.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass:

Amend House Bill No. 187 by striking out all after the enacting clause and inserting in place thereof the following:

1. *Limitation of Actions.* Amend chapter 385 of the Revised Laws (chapter 508, RSA) by inserting after section 3 the following new section:

3-a. *Skiing Injuries.* Notwithstanding the provisions of section 3 of this chapter, actions to recover damages for personal injuries sustained while actually engaged in skiing may

be brought within one year after the cause of action accrued, and not afterward. This section shall not apply to any such action which shall have accrued prior to July 1, 1955.

2. *Takes Effect.* This act shall take effect July 1, 1955.

The report was accepted, amendment adopted, and the bill as amended was ordered to a third reading this afternoon at 2:00 o'clock.

Senator Adams, for the Committee on Education, to whom was referred:

House Bill No. 454, An Act relating to building reserve and schoolhouses of the former Lee School District.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at 2:00 o'clock.

Senator O'Malley, for the Committee on Ways and Means, to whom was referred:

House Bill No. 307, An Act to increase the salary of the Hillsborough County Commissioners.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass:

Amend the title of said bill by striking out the same and inserting in place thereof the following:

An Act to increase the salaries of the county commissioners of Hillsborough county.

Amend said bill by striking out sections 2 and 3 and by re-numbering section 4 to read section 3.

The report was accepted.

(Discussion ensued)

On motion of Senator Adams, the President declared a two minute recess.

(Recess)

The Senate re-assembled.

On motion of Senator McMeekin, the Senate voted to re-commit the above entitled bill, with the accompanying amendment, to the Committee on Ways and Means.

Bill Recalled from Governor

On motion of Senator Packard, the following resolution was adopted:

Resolved, That His Excellency, the Governor, be requested to return to the Senate for further consideration, House Bill No. 475, An Act relative to salaries of various county officials of Belknap, Cheshire, Coos, Grafton, Hillsborough, Merrimack and Strafford Counties.

Bill Returned from the Governor

Pursuant to the above request, His Excellency, the Governor, returned House Bill No. 475, An Act relative to salaries of various county officials of Belknap, Cheshire, Coos, Grafton, Hillsborough, Merrimack and Strafford Counties.

On motion of the same Senator, the rules were so far suspended as to allow a reconsideration of the vote whereby the report of the Committee of Conference on the above entitled bill was adopted.

On motion of the same Senator, the Senate voted to recommit the bill to the Committee of Conference for further study and for the purpose of making correction in connection with Hillsborough County.

Engrossed Bills

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled Senate and House bills:

Senate Bill No. 30, An Act relative to regulations as to boating on certain ponds in Pillsbury state park and Bear Brook state park.

House Bill No. 408, An Act relating to duties of support and to make uniform the law with reference thereto.

IRENE WEED LANDERS,
For the Committee.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following

entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 337, An Act increasing the membership of the Fish and Game Commission, and relative to the term of the Fish and Game Director.

House Bill No. 204, An Act providing for the development of Concord Lake project.

House Bill No. 314, An Act to provide for the installation of windshields and tops on track motor cars operated by railroads.

House Bill No. 322, An Act to change allocation of funds from inspections in the department of agriculture.

House Bill No. 361, An Act relative to taxes in unincorporated places.

House Bill No. 406, An Act relative to porcupine.

House Bill No. 535, An Act relative to jurisdiction of the United States over land in New Hampshire.

The message further stated that the House of Representatives has voted to concur with the Honorable Senate in its adoption of the amendments offered by the Committee on Engrossed Bills to the following entitled bills:

House Bill No. 408, An Act relating to duties of support and to make uniform the law with reference thereto.

Senate Bill No. 30, An Act relative to regulations as to boating on certain ponds in Pillsbury State Park and Bear Brook State Park.

The message further stated that the House of Representatives has voted to concur with the Honorable Senate in its amendments to the following entitled bill:

House Bill No. 285, An Act relative to the construction of a new library building for instructional purposes at the University of New Hampshire.

The message further stated that the House of Representatives has refused to concur with the Honorable Senate in its amendments to the following entitled bill, sent down from the Honorable Senate, and asks for a Committee of Conference:

House Bill No. 295, An Act relative to re-examination of holders of licenses to operate motor vehicles.

The Speaker has appointed as members of such committee on the part of the House, the Messrs. Rainie of Concord, Hadley of Hillsborough, and Eastman of Weare.

On motion of Senator Ferguson, the Senate voted to accede to the request of the House of Representatives for a Committee of Conference on the above entitled bill.

Pursuant to the above, the President appointed as members of such committee on the part of the Senate, Senator Ferguson, District No. 14, and Senator Colburn, District No. 12.

The message further stated that the House of Representatives concurs with the Honorable Senate in the passage of the following entitled bill, with amendments, in the passage of which amendments the House of Representatives asks the concurrence of the Honorable Senate:

Senate Bill No. 58, An Act to provide for the regulation of the business of drivers' school.

Amend paragraph VII of section 3 of chapter 119-A as inserted by section 1 of the bill by inserting after the word "person" in the third line the words, and subject to said amount for one person; and by striking out the words, "any number of persons" in the fourth line and inserting in place thereof the words, more than one person, so that said paragraph as amended shall read as follows:

VII. The application is not accompanied by a copy of a standard liability insurance policy in the amount of ten thousand dollars for personal injury to, or death of, any one person and subject to said amount for one person twenty thousand dollars for personal injury to, or death of, more than one person involved in any one accident, and five thousand dollars for property damage in any one accident, suffered, or caused by reason of negligence of the applicant or any agent or employee of the applicant, approved as to form and coverage by the commissioner, and issued by a company duly licensed to transact business in this state under the insurance laws of this state.

On motion of Senator Packard, the Senate voted to concur in the adoption of the amendments to the above entitled bill.

The message further stated that the House of Representatives concurs with the Honorable Senate in the passage of the following entitled bill, with amendments, in the passage of

which amendments the House of Representative asks the concurrence of the Honorable Senate:

Senate Bill No. 85, An Act relative to temporary use of special military registrations and plates.

Amend section 1 of the bill by striking out the word "three" in the ninth line and inserting in place thereof the word, seven, so that said section as amended shall read as follows:

1. *Motor Vehicles: Registration.* Amend chapter 116 of the Revised Laws (chapter 260, RSA) by inserting after section 9 thereof the following new section: 9-a. *Exemption of Motor Vehicles Owned by Military Personnel.* The provisions of this chapter relative to the registration of motor vehicles and motor cycles and the display of number plates shall not apply to motor vehicles or motor cycles having registrations and displaying plates issued by the armed forces of the United States for vehicles owned by military personnel, but such exemption shall be valid only for a period of seven days after the owner thereof has entered this state for the purpose of traveling to either his place of residence or a point of military duty.

On motion of Senator Powell, the Senate voted to concur in the adoption of the amendments to the above entitled bill.

The message further stated that the House of Representatives has voted to adopt the amendments offered by the Committee on Engrossed Bills, to the following House bill, in the adoption of which amendments the House of Representatives asks the concurrence of the Honorable Senate:

House Bill No. 195 (In New Draft), An Act to provide for the giving of security by owners and operators of aircraft involved in accidents and to provide for administration thereof.

Amend (3), (4), (5) and (6) of subsection (a) of section 5 of chapter 306-A as inserted by section 1 of said bill by inserting after the word "thousand" wherever it occurs in said subparagraphs the word, dollars.

Amend subsection (c) of section 6 of chapter 306-A as inserted by section 1 of said bill by striking out "paragraph 8" in the third line and inserting in place thereof the figure, (8).

Amend subsection (b) of section 10 of chapter 306-A as inserted by section 1 of said bill by striking out "paragraph 8" in the fifth line and inserting in place thereof the figure, (8).

On motion of Senator McMeekin, the Senate voted to adopt the amendment offered by the Committee on Engrossed Bills to the above entitled bill.

The message further stated that the House of Representatives has voted to concur with the Honorable Senate in the passage of the following concurrent resolution:

Resolved, that Whereas, today, Tuesday, June 14, is Flag Day and is the 179th Anniversary of the creation of our glorious flag, and

Whereas, the birth of our beloved Stars and Stripes comes this year at a time when the United States of America is engaged in a cold war that threatens the continuance of our principles of freedom and democracy, it is most appropriate that we vigorously reaffirm our continued and everlasting belief in those ideals and institutions for which our great banner stands, and for what it has stood and fought for in years past, therefore be it

Resolved, that when the Senate and House of Representatives adjourn today, it be in commemoration of Flag Day, June 14, 1955.

Read and Referred

The following entitled bills, sent up from the House of Representatives, were read a first and second time, and referred:

To the Committee on Fisheries and Game:

House Bill No. 337, An Act increasing the membership of the Fish and Game Commission, and relative to the term of the Fish and Game Director.

House Bill No. 406, An Act relative to porcupine.

To the Committee on Resources, Recreation and Development:

House Bill No. 204, An Act providing for the development of Concord Lake project.

To the Committee on Agriculture:

House Bill No. 322, An Act to change allocation of funds from inspections in the department of agriculture.

To the Committee on Judiciary:

House Bill No. 361, An Act relative to taxes in unincorporated places.

House Bill No. 535, An Act relative to jurisdiction of the United States over land within New Hampshire.

To the Committee on Transportation:

House Bill No. 314, An Act to provide for the installation of windshields and tops on track motor cars operated by railroads.

On motion of Senator Packard, the President declared a two minute recess.

(Recess)

The Senate re-assembled.

On motion of Senator Packard, the order whereby House Bill No. 314, An Act to provide for the installation of windshields and tops on track motor cars operated by railroads, was referred to the Committee on Transportation, was vacated. The bill was then committed to the Committee on Labor.

On motion of Senator Matthews, the rules of the Senate were so far suspended as to permit all business in order for this afternoon at 2:00 o'clock to be made in order at the present time.

Third Reading of Bills

The following entitled bills were read a third time, and passed:

House Bill No. 187, An Act providing for giving notice of claims for skiing injuries.

House Bill No. 454, An Act relating to building reserve and schoolhouses of the former Lee School District.

Senator Foote, District No. 24, expressed certain remarks of appreciation to the Senate.

On motion of Senator Foote, the Senate adjourned.

THURSDAY, JUNE 16, 1955

The Senate met according to adjournment.

Leave of Absence

Senator Merrill, District No. 23, was granted leave of absence for the day on account of important business.

Introduction of Senate Bills

Senator Adams introduced the following entitled bill, which was read a first and second time, laid upon the table to be printed, and referred:

To the Committee on Banks and Insurance:

Senate Bill No. 113, An Act relative to the rate of tax on interest and dividends.

To the Committee on Education:

Senate Bill No. 114, An Act relative to borrowing by school districts.

Committee Reports

Senator Colburn, for the Committee on Liquor Laws, to whom was referred:

House Bill No. 523, An Act relative to the definitions of the word beverage.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted, and the bill ordered to a third reading this afternoon at 2:00 o'clock.

Senator Caron, for the Committee on Banks and Insurance, to whom was referred:

House Bill No. 429, An Act relative to loans of credit unions.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at 2:00 o'clock.

Senator Caron, for the Committee on Banks and Insurance, to whom was referred:

Senate Bill No. 108, An Act relative to interest refunds to members of credit unions.

Having considered the same, reported the same without amendment, and recommended its passage.

Senator Caron, for the Committee on Banks and Insurance, to whom was referred:

House Bill No. 462, An Act relating to investments of savings banks.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted, and the bill ordered to a third reading this afternoon at 2:00 o'clock.

Senator Landers, for the Committee on Education, to whom was referred:

House Bill No. 213, An Act relating to school attendance.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted.

The bill being on its second reading, and open to amendment, Senator Ferguson offered the following amendment, and moved its adoption:

Amend the bill by striking out all after the enacting clause and inserting in place thereof the following: Chapter 223 of the Laws of 1953 is hereby repealed.

Senator Ferguson spoke in favor of the amendment.

The President declared a two minute recess.

(Recess)

The Senate re-assembled.

The President ruled that the amendment proposed by Senator Ferguson was not germane to the bill, and therefore could not be entertained.

The President declared a brief recess.

(Recess)

The Sergeant-at-Arms escorted to the rostrum Governor Williams of Michigan who was introduced to the Senate by the President, and invited to address the Senate.

The Senate re-assembled.

Senator Adams moved that further consideration of this bill be indefinitely postponed.

(Discussion ensued)

The President requested Senator McMeekin to assume the Chair.

(Senator McMeekin presiding)

Senators Adams, Packard, Caron, Cleveland, Daniel, Ferguson spoke in support of the motion.

Senators O'Brien and Landers spoke against the motion.

Question being stated: Shall further consideration of the above entitled bill be indefinitely postponed?

On this question, Senator Adams requested a division.

Sixteen Senators having voted in the affirmative, and two Senators having voted in the negative, the affirmative prevailed, and the motion was adopted.

On motion of Senator Cleveland, the rules of the Senate were so far suspended as to permit the introduction of a committee report not previously advertised in the Journal.

Senator O'Malley, for the Committee on Judiciary, to whom was referred:

Senate Bill No. 41 (In New Draft), An Act to provide assistance for education in the academies, seminaries of learning, colleges and other educational institutions of this state.

Having considered the same, reported the same with the following amendments, and recommended its passage.

Proposed Amendments to Senate Bill No. 41 (In New Draft)

Amend the definition in the last paragraph of section 2 by striking out the same and inserting in place thereof the following new paragraph:

"Project" as used herein shall mean the construction of a building at an institution in the nature of a classroom-building, library, auditorium, dormitory, dining hall, faculty and employee housing, gymnasium, or similar structure, or the alteration, renovation or expansion of the same, or the refinancing of a pre-existing or future indebtedness incurred by an institution for any of the foregoing purposes. Provided, however, that refinancing of pre-existing indebtedness shall be limited to indebtedness incurred within three years prior to the effective date of this act.

Further amend said bill by striking out paragraph I of

section 3 thereof and inserting in place thereof the following new paragraph I of section 3:

3. *New Hampshire Independent School Authority.* 1. There is hereby created a body corporate and politic as an agency and subdivision of the state under the name and title of New Hampshire Independent School Authority, with power to finance projects as herein set forth. In addition to the powers herein granted, said corporation shall have the general powers usually possessed by New Hampshire business corporations and is authorized to do all things necessary or incidental to all the foregoing powers. The management of said corporation shall be vested in a board of five directors to be appointed by the governor with the advice and consent of the council for terms of five years and until their successors are appointed and have qualified. The board shall adopt and may from time to time amend by-laws governing their procedure and adopt a corporate seal and shall cause records of their procedure to be kept by a secretary to be appointed from their membership. The board shall also adopt rules and regulations limiting the amount of money that any one institution may borrow from the Authority. The state treasurer shall, ex officio, serve as treasurer and fiscal officer of the corporation. The corporation shall be liable to suit in the same manner as a private corporation and shall have the power to institute and prosecute in its own name or in the name of the state, suits at law or in equity or special proceedings in any courts of this or any other state or in any federal courts. All property of the corporation shall be exempt from levy and sale by virtue of an execution, and no judgment against the corporation shall be a lien on its property.

Further amend said bill by striking out section 5 thereof and inserting in place thereof the following new section 5:

5. *Investigation and Tentative Approval.* The board of directors shall inquire into and consider all such applications. The attorney general, his deputy or one of the assistant attorneys general shall participate in the deliberations of the board as legal advisor, without vote. The board shall hold such hearings as it deems advisable on each application, shall consider all evidence offered in support of or in opposition to each such project, and if it finds that such project is within the scope of this act, will be of public use and benefit, and can be

financed without unreasonable risk of loss to the Authority, it may approve such application in whole, in part, or with amendments, setting forth in its written order of approval the amount of the loan approved by it, the ultimate maturity date, terms of repayment to the Authority with interest at the state rate, amount of insurance premium as provided in section 9, the security to be furnished by the institution to the Authority, and such other conditions and restrictions as it finds advisable to protect the public interest. The ultimate maturity date shall be as early as reasonably possible and in no event later than twenty years after the inception of the loan, as determined by the board. The board shall cause to be kept a written transcript of its proceedings on all such applications. The rejection of any application by the board shall not be subject to review by other authority.

The report was accepted.

Senator Adams presiding.

On motion of Senator Cleveland, the bill was the accompanying report was laid upon the table.

Senator McMeekin presiding.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 485, An Act relative to evidence of value for determination of taxation of railroads and public utilities.

House Bill No. 513, An Act relative to fees for inspections and sealing of weighing and measuring devices.

House Bill No. 525, An Act empowering the public utilities commission to bargain with the New York Power Authority.

The message further stated that the House of Representatives has voted to concur with the Honorable Senate in its adoption of the amendments offered by the Committee on Engrossed Bills to the following entitled bills:

House Bill No. 335, An Act to change the fees for the licenses and permits of practical nurses.

House Bill No. 396, An Act relative to the use of fishing red lights or red beacons on motor vehicles.

House Bill No. 398, An Act relative to civil defense.

The message further stated that the House of Representatives has refused to concur with the Honorable Senate in the passage of the following entitled bill, sent down from the Honorable Senate, and asks that a Committee of Conference be appointed:

House Bill No. 81, An Act relative to penalties for certain motor vehicle violations.

The Speaker has appointed as members of such committee on the part of the House, the Messrs. Craig of Manchester, Faulkner of Keene, and Colbath of Concord.

On motion of Senator Cleveland, the Senate voted to accede to the request of the House of Representatives for a Committee of Conference on the above entitled bill.

Pursuant to the above motion, the President appointed as members of such committee on the part of the Senate, Senator Cleveland, District No. 7 and Senator Matthews, District No. 5.

The message further stated that the House of Representatives has voted to concur with the Honorable Senate in its amendments to the following entitled bill:

House Bill No. 495, An Act relative to fees for council assigned by court in certain cases.

The message further stated that the House of Representatives has voted to concur with the Honorable Senate in the passage of the following entitled bill, sent down from the Honorable Senate.

Senate Bill No. 103, An Act concerning Wolfeboro Village Fire Precinct.

The message further stated that the House of Representatives refuses to concur with the Honorable Senate in the passage of the following entitled bills, sent down from the Honorable Senate:

Senate Bill No. 80, An Act relative to removal of public officials and employees.

Senate Bill No. 84, An Act authorizing towns to form unions for the purpose of employing a town manager.

The message further stated that the House of Representatives has passed the following concurrent resolution, in the passage of which it asks the concurrence of the Honorable Senate:

Resolved by the House of Representatives, the Senate concurring, that the House of Representatives and the Honorable Senate meet in Joint Convention Thursday, June 23, for the purpose of listening to an address by Dwight D. Eisenhower, President of the United States.

On motion of Senator Matthews, the Senate voted to concur in the passage of the above concurrent resolution.

Read and Referred

The following entitled bills, sent up from the House of Representatives, were read a first and second time, and referred:

To the Committee on Judiciary:

House Bill No. 485, An Act relative to evidence of value for determination of taxation of railroads and public utilities.

House Bill No. 525, An Act empowering the public utilities commission to bargain with the New York Power Authority.

To the Committee on Agriculture:

House Bill No. 513, An Act relative to fees for inspections and sealing of weighing and measuring devices.

On motion of Senator Matthews, the rules of the Senate were so far suspended as to permit all business in order for this afternoon at 2:00 o'clock to be made in order at the present time, and that when the Senate adjourns today, it be to meet next Tuesday morning at 11 o'clock.

Third Reading of Bills

The following entitled bills were read a third time, and passed:

Senate Bill No. 108, An Act relative to interest refunds to members of credit unions.

House Bill No. 429, An Act relative to loans of credit unions.

House Bill No. 462, An Act relating to investment of savings banks.

House Bill No. 523, An Act relative to the definitions of the word beverage.

On motion of Senator Lamontagne, the following Resolution was adopted:

Resolved, That the Senate extend to Senator and Mrs. Harry H. Foote, their heartiest congratulations on the occasion of their 59th wedding anniversary.

Senator Packard requested leave of absence for Wednesday and Thursday of next week, and possibly for Tuesday, also.

On motion of Senator Foote, the Senate adjourned.

TUESDAY, JUNE 21, 1955

The Senate met according to adjournment.

Leaves of Absence

Senator Ainsworth, District No. 18, was granted leave of absence for the day on account of important business.

Senator Ferguson, District No. 14, was granted leave of absence for the day on account of illness.

Introduction of Guests

The President welcomed to the Senate Mr. Henry Magoon of Manchester, who was the guest of the Manchester Delegation. Also, the son of Senator Washburn, District No. 4, from Bartlett.

Communication

June 17, 1955

MR. RAYMOND K. PERKINS

President of the Senate

State House

Concord, New Hampshire

To the Members of the General Court:

GENTLEMEN:

On June 23, 1955 the President of the United States will be in Concord. No parking will be permitted at any time this day, between the hours of 5:00 A. M. until the President leaves, on the following streets:

Park Street between Main and State Streets

Capitol Street between Main and Green Streets

State Street between Capital and Park Streets

This area will be kept clear and Police Officers will have cars towed away if found parked in any of the above mentioned locations.

We are seeking cooperation in this matter and hope you will assist in every possible way.

Please read this letter to the members of the Senate.

Yours very truly,

ARTHUR W. McISAAC,
Chief of Police.

Introduction of Senate Bills

Senator O'Malley introduced the following entitled bills, which were read a first and second time, laid on the table to be printed, and referred:

To the Committee on Public Health:

Senate Bill No. 115, An Act amending chapter 17, section 18 of the Revised Laws of 1942 relating to certificates required in committing a patient to the State Hospital.

To the Committee on Judiciary:

Senate Bill No. 116, An Act relating to the powers and duties of towns.

To the Committee on Ways and Means:

Senate Bill No. 117, An Act amending chapter 226 of the Session Laws of 1921.

Senator Foote introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred:

To the Committee on Ways and Means:

Senate Bill No. 118, An Act relating to the school district of the town of Rye.

Senator Matthews introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred:

To the Committee on Banks and Insurance:

Senate Bill No. 119, An Act concerning investments by savings banks.

Committee Reports

Senator English, for the Committee on Resources, Recreation and Development, to whom were referred:

Senate Bill No. 109, An Act authorizing the creation of regional planning commissions.

House Bill No. 400, An Act relative to state owned parking areas at Hampton Beach.

House Bill No. 401, An Act to change the method of appointment of members of the New Hampshire commissioners of the Northeastern Forest Fire Commission.

The reports were accepted, and the bills were ordered to a third reading this afternoon at 2:00 o'clock.

Senator English, for the Committee on Resources and Development, to whom was referred:

House Bill No. 189, An Act relating to the placing of fill in great ponds.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted.

On motion of Senator English, the following amendment was adopted:

In Section 30 of Chapter 266 after the sentence, "If the board shall recommend that the petition be granted, in whole or in part, such recommendation shall include appropriate specifications and conditions necessary to the protection of public rights" add the following: "and to the protection of the rights and privileges of persons owning land in the vicinity of the area to be filled by the petitioner."

The bill as amended was then ordered to a third reading this afternoon at 2:00 o'clock.

Senator English, for the Committee on Resources, Recreation and Development, to whom was referred:

House Bill No. 397, An Act to establish a comfort station at North Beach in Hampton.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted, and the bill was referred to the Committee on Finance, under the rules.

Senator O'Malley, for the Committee on Ways and Means, to whom was referred:

Senate Bill No. 111, An Act relative to nature of the tax on tobacco products.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at 2:00 o'clock.

Senator McMeekin, for the Committee on Finance, to whom was referred:

Senate Joint Resolution No. 5, Joint Resolution in favor of Louis E. Clement.

Having considered the same, reported the same with the following amendment, and recommended that the joint resolution as amended ought to pass.

Amend the joint resolution by striking out all after the word "warrant" in line 4 and inserting in place thereof the words, from any funds not otherwise appropriated.

Further amend the joint resolution by adding the following sentence:

This sum shall be in full and final settlement of this claim.

So that said joint resolution as amended shall read as follows:

The sum of \$885.65 be and hereby is appropriated to reimburse Louis E. Clement for hospital and medical expenses incurred by reason of an injury sustained by him while in the performance of his duties as an employee of the State. The Governor is hereby authorized to draw his warrant from any funds not otherwise appropriated. This sum shall be in full and final settlement of this claim.

The report was accepted, amendment adopted, and the joint resolution as amended was ordered to a third reading this afternoon at 2:00 o'clock.

Senator O'Malley, for the Committee on Judiciary, to whom were referred:

House Bill No. 361, An Act relative to taxes in unincorporated places.

House Bill No. 535, An Act relative to jurisdiction of the United States over land within New Hampshire.

Having considered the same, reported the same without amendments, and recommended their passage.

The reports were accepted, and the bills were ordered to a third reading this afternoon at 2:00 o'clock.

Senator O'Malley, for the Committee on Judiciary, to whom was referred:

House Bill No. 489, An Act relative to registration and re-registration of partnerships.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted.

On motion of Senator Cleveland, the Senate voted to re-commit the above entitled bill to the Committee on Judiciary:

Senator O'Malley, for the Committee on Judiciary, to whom was referred:

House Bill No. 505, An Act to repeal charters of certain corporations.

Having considered the same, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend section 1 of the bill by inserting after Morin Lumber Company (Lancaster 1953) the words, Morse Chevrolet, Inc. (Newton, New Hampshire).

The report was accepted, amendment adopted, and the bill as amended was ordered to a third reading this afternoon at 2:00 o'clock.

Report of Committee of Conference

The Committee of Conference, to whom was referred House Bill No. 249, An Act relative to the New Hampshire shore and beach preservation commission, having considered the same, report the same with the following recommendation:

That the House recede from its position of non-concurrence and concur in the adoption of the amendments offered by the Senate.

BENJAMIN C. ADAMS,
DEAN B. MERRILL,

Conferees on the Part of the Senate.

HERBERT W. RAINIE,
SCOTT F. EASTMAN,
EMILE J. SOUCY,

Conferees on the Part of the House.

On motion of Senator Adams, the Senate voted to adopt the Committee of Conference report on the above entitled bill.

Engrossed Bills

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled Senate bill, House bills and House joint resolution:

Senate Bill No. 103, An Act concerning Wolfeboro Village Fire Precinct.

House Bill No. 335, An Act to change the fees for the licenses and permits of practical nurses.

House Bill No. 396, An Act relative to the use of flashing red lights or red beacons on motor vehicles.

House Bill No. 398, An Act relative to civil defense.

House Joint Resolution No. 57, Joint Resolution in favor of the estate of Edward C. Sweeney, Sr.

NORMAN A. McMEEKIN,
For the Committee.

House Message

Mr. President:

The following message was received from the House of Representatives, by its Clerk:

The House of Representatives has passed the following entitled bills and joint resolution, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 63, An Act relative to use of telephone party lines for fire alarms or other emergency calls.

House Bill No. 467, An Act relative to certain so-called comic books.

House Bill No. 539, An Act relative to the definition of registered mail.

House Joint Resolution No. 58, Joint Resolution in favor of the estate of Alfred J. Marcotte.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in the passage of the following entitled bills, sent down from the Honorable Senate:

Senate Bill No. 73, An Act providing for liens on house trailers.

Senate Bill No. 93, An Act legalizing certain action at the Plainfield district school meeting.

Senate Bill No. 101, An Act legalizing the biennial election held in the town of Ellsworth, November 2, 1954, and legalizing the Bridgewater Special School District meeting of May 1, 1955.

Senate Bill No. 110, An Act relative to voting by armed services absentees.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its amendments to the following entitled bill:

House Bill No. 187, An Act providing for giving notice of claims for damages for skiing injuries.

The message further stated that the House of Representatives concurs with the Honorable Senate in the passage of the following entitled bill, with amendment, in the passage of which amendment the House of Representatives asks the concurrence of the Honorable Senate:

Senate Bill No. 68, An Act relative to the salaries of the board of public works and the justice of the municipal court of the city of Laconia.

Amend the title of said bill by striking out the same and inserting in place thereof the following:

An Act relative to the salaries of the board of public works and the justice of the municipal court of the city of Laconia.

Amend section 1 of said bill by striking out the word 'three' in the third line and inserting in place thereof the word, two, so that said section as amended shall read as follows:

1. *City of Laconia; Board of Public Works.* The annual salary of each member of the board of public works of the city of Laconia shall be two hundred dollars.

Amend said bill by inserting after section 2 the following new section:

3. *Municipal Court Justice.* Amend paragraph I of section 31 of chapter 377 of the Revised Laws, as amended by chapter 232 of the Laws of 1947, chapters 73, 213 and 251, Laws of 1953 (section 7, chapter 502, RSA) and as further amended by an act relative to the salary of the justice of muni-

cipal court of Portsmouth by striking out the words "In Laconia, one thousand eight hundred dollars" and inserting in place thereof the words, In Laconia, two thousand three hundred dollars, so that said paragraph as amended shall read as follows:

I. *Salaries of Justices.* Salaries of justices of municipal courts shall be paid from the treasury of the city or town in which such courts are located, may be paid quarterly or monthly, and shall be in the following sums per annum:

In Manchester, four thousand six hundred dollars;
In Nashua, three thousand dollars;
In Concord, three thousand five hundred dollars;
In Portsmouth, two thousand five hundred dollars;
In Dover, one thousand eight hundred dollars;;
In Laconia, two thousand three hundred dollars;
In Keene, one thousand eight hundred dollars;
In Claremont, one thousand eight hundred dollars;
In Berlin, twenty-two hundred dollars;
In Rochester, one thousand two hundred dollars;
In Lebanon, one thousand five hundred dollars;
In Newport, nine hundred dollars;
In Derry, nine hundred dollars;
In Franklin, one thousand two hundred dollars;
In Exeter, eight hundred dollars;
In Somersworth, eight hundred dollars;
In Littleton, eight hundred dollars;
In Milford, six hundred dollars;

Further amend said bill by renumbering section 3 to read section 4.

On motion of Senator Keller, the Senate voted to non-concur in the adoption of the amendment to the above entitled bill, and requested that a Committee of Conference be appointed.

Pursuant to the above, the President appointed as members of such committee on the part of the Senate, Senator Keller, District No. 6, and Senator Matthews, District No. 5.

The President declared a three minute recess.

(Recess)

The Senate re-assembled.

The message further stated that the House of Representa-

tives concurs with the Honorable Senate in the passage of the following entitled bill, with amendment, in the passage of which amendment the House of Representatives asks the concurrence of the Honorable Senate:

Senate Bill No. 75, An Act establishing a police commission for the city of Rochester. Amend section 5 of said bill by striking out said section and inserting in place thereof the following:

5. *Rules.* The board of police commissioners shall have full power to make all rules and regulations for the government of the police force and to enforce said rules. Provided, that rules and regulations shall not be adopted by said commissioners which would require new applications or examinations of members of the police force employed at the date this act takes effect.

Further amend said bill by striking out section 9 and by striking out section 10 and inserting in place thereof the following:

9. *Takes Effect.* This act shall take effect upon its passage.

On motion of Senator Cleveland, the Senate voted to non-concur in the adoption of the amendment to the above entitled bill, and requested that a Committee of Conference be appointed.

In connection with the above, Senator LaRoche desired to be recorded as being in favor of the motion of Senator Cleveland.

Pursuant to the above motion, the President appointed as members of such committee on the part of the Senate, Senator Adams, District No. 22, and Senator LaRoche, District No. 20.

Read and Referred

The following entitled bills and joint resolution, sent up from the House of Representatives, were read a first and second time, and referred:

To the Committee on Judiciary:

House Bill No. 63, An Act relative to use of telephone party lines for fire alarms or other emergency calls.

House Bill No. 467, An Act relative to certain so-called comic books.

House Bill No. 539, An Act relative to the definition of registered mail.

To the Committee on Finance:

House Joint Resolution No. 58, Joint Resolution in favor of the estate of Alfred J. Marcotte.

On motion of Senator McMeekin, the order whereby the above captioned joint resolution was referred to the Committee on Finance was vacated, the rules of the Senate were suspended, and the foregoing joint resolution was read a third time, and passed at the present time.

On motion of Senator Matthews, the rules of the Senate were so far suspended as to permit all business in order for this afternoon at 2:00 o'clock to be made in order at the present time.

Third Reading of Bills and Joint Resolution

The following entitled bills and joint resolution were read a third time, and passed:

Senate Bill No. 109, An Act authorizing the creation of regional planning commissions.

Senate Bill No. 111, An Act relative to nature of the tax on tobacco products.

Senate Joint Resolution No. 5, Joint Resolution in favor of Louis E. Clement.

House Bill No. 189, An Act relating to the placing of fill in great ponds.

House Bill No. 361, An Act relative to taxes in unincorporated places.

House Bill No. 400, An Act relative to state owned parking areas at Hampton Beach.

House Bill No. 401, An Act to change the method of appointment of members of the New Hampshire commissioners of the Northeastern Forest Fire Commission.

House Bill No. 505, An Act to repeal charters of certain corporations.

House Bill No. 535, An Act relative to jurisdiction of the United States over land within New Hampshire.

On motion of Senator Washburn, the Senate adjourned.

WEDNESDAY, JUNE 22, 1955

The Senate met according to adjournment.

Leaves of Absence

Senator Packard, District No. 16, was granted leave of absence for today and tomorrow on account of important business. Senator Ferguson, District No. 14, was granted leave of absence for today on account of illness.

Introduction of Guests

The President welcomed to the Senate, Joe English, the son of Senator English; Mr. and Mrs. Edward Sparrow of Chesterfield; Mrs. Robert Robinson, Nelson, and Miss Judy Rice, the daughter of the member of the House from Peterborough; all were the guests of Senator English, District No. 11.

Committee Reports

Senator Caron, for the Committee on Finance, to whom was referred:

House Bill No. 405, An Act extending certain aeronautical appropriations.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass.

Amend the bill by striking out all after the enacting clause and inserting in place thereof the following:

1. *Aeronautical Appropriations.* Notwithstanding other provision of law the unexpended balance of the amount appropriated by section 33 of chapter 306 of the Revised Laws, as inserted by section 10, chapter 281, Laws of 1947 and chapter 19, Laws of 1953, shall be deemed to be appropriated for the purposes specified in said section and be available for such expenditures until June 30, 1957.

2. *Change in Amount.* Amend section 33 of chapter 306 of the Revised Laws as inserted by section 10 of chapter 281 of the Laws of 1947 and section 2 of chapter 162 of the Laws of 1951 by striking out said section and inserting in place thereof the following: 33. *Bonds or Notes Authorized.* The sum of two hundred thousand dollars is hereby appropriated to be

used as needed for the purpose of equal matching of town funds for the construction of airports, excluding the cost of land and buildings, under the Federal Aid Airport Program or for equal matching of town funds for the construction of airports, excluding the cost of land and buildings, by state contributions not in excess of five thousand dollars. Ten thousand dollars of said sum may be used as needed for the purchase and installation of air navigation aids without being required to be matched by town or federal funds. To provide funds for said appropriation the state treasurer is hereby authorized under the direction of the governor and council to borrow upon the credit of the state not exceeding two hundred thousand dollars and for that purpose may issue bonds or notes in the name and on behalf of the state of New Hampshire. The treasurer shall recommend for the approval of the governor and council the form of such bonds, their rate of interest, the dates of maturity, the places where interest and principal shall be paid and the time or times of issue. Such bonds or notes shall be signed by the treasurer and countersigned by the governor and shall be deemed a pledge of faith and credit of the state. The proceeds of the sale of such bonds or notes shall be held by the treasurer and paid out by him upon warrants drawn by the governor for the purposes of this act only, and the governor, with the advice and consent of the council shall draw warrants for the payment from the funds provided for herein of all sums expended or due for the purposes herein authorized. Such bonds shall be negotiated by the treasurer by direction of the governor and council as they deem to be most advantageous to this state.

3. *Accounts.* The provisions of section 33-a of chapter 306 of the Revised Laws, as inserted by Laws of 1947, chapter 281, section 10, shall apply to all bonds or notes authorized under this act.

4. *Short-Term Notes.* The provisions of section 33-b of chapter 306 of the Revised Laws, as inserted by Laws of 1947, chapter 281, section 10, shall apply to this act.

5. *Takes Effect.* This act shall take effect upon its passage.

On motion of Senator Merrill, the reading of the amendment was dispensed with.

The report was accepted, amendment adopted, and the bill as amended was ordered to a third reading this afternoon at 2:00 o'clock.

Senator Caron, for the Committee on Finance, to whom was referred:

House Bill No. 52, An Act to ratify the New England higher education compact.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at 2:00 o'clock.

Senator O'Malley, for the Committee on Judiciary, to whom was referred:

House Bill No. 229, An Act relative to the authority of the public utilities commission.

Having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted, and the resolution of the committee, inexpedient to legislate, was adopted.

Senator O'Malley, for the Committee on Judiciary, to whom was referred:

House Bill No. 485, An Act relative to evidence of value for determination of taxation of railroads and public utilities.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at 2:00 o'clock.

Senator O'Malley, for the Committee on Judiciary, to whom was referred:

House Bill No. 525, An Act empowering the public utilities commission to bargain with the New York Power Authority.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at 2:00 o'clock.

Committee of Conference Report

The Committee of Conference, to whom was referred Senate Bill No. 35, An Act to provide for the publication and

distribution of the Revised Statutes Annotated of the State of New Hampshire, having considered the same, reported the same with the following recommendation:

That the Senate recede from its position of non-concurrence, that the House recede from its position in adopting its amendment and that the following amendment be adopted by the House and Senate:

Amend section 3 of said bill by striking out the same and inserting in place thereof the following:

3. *Distribution of Revised Statutes Annotated.* The secretary of state is hereby authorized to distribute official bound copies of the Revised Statutes Annotated free of charge in the following manner: One copy to each of the following officers and bodies: The governor, the president of the senate, the speaker of the house, the members of the New Hampshire Revision Commission, each justice and clerk of the supreme and superior courts, each court of probate, the clerk of the supreme court of the United States, each judge of the circuit court of the United States for this district, the district court of the United States for this district, the United States department of justice, the Library of Congress, the New Hampshire Historical Society, the state reporter, a sufficient number of copies to the state library for its use and for distribution to each state or territorial library of the United States on an exchange basis, any state or territory making a charge to this state for copies of its laws shall in a like manner be required to pay to the secretary of state the regular price for copies of the Revised Statutes Annotated, the secretary of state, the state treasurer, the comptroller and seven copies to the office of the attorney general.

FRANK H. SHERIDAN,
W. DOUGLAS SCAMMAN,
NELLE L. HOLMES,

Conferees on the Part of the House.

JAMES C. CLEVELAND,
ARCHIBALD H. MATTHEWS,
Conferees on the Part of the Senate.

On a *viva voce* vote, the Senate voted to adopt the report of the Committee of Conference on the above entitled bill.

Court Opinion

To the Honorable Senate:

The Justices of the Supreme Court make the following reply to your request of June 9, 1955, for advice upon the question of whether House Bill No. 245, An Act dividing Grafton County into commissioner districts, as proposed to be amended, violates the Constitution of New Hampshire with respect to elections.

House Bill No. 245, as proposed to be amended, establishes three commissioner districts in Grafton County and provides that one county commissioner shall be chosen from each district by the inhabitants of the several towns in that commissioner district. Counties, like municipal corporations, are political subdivisions of the state. "Consequently they may be altered, modified or divided as the legislature deems that public convenience or necessity requires. *Bristol v. New Chester*, 3 N. H. 524, 532." *Clough v. Osgood*, 87 N. H. 444, 447-448. The plenary control of the Legislature over counties and municipalities has been consistently recognized in this state. See *Opinion of the Justices*, 45 N. H. 595, 599; *Attorney-General v. Morin*, 93 N. H. 40. "Thus there has been a consistent and unvarying support of the principle of complete legislative control of local government." *Amyot v. Caron*, 88 N. H. 394, 399.

Part II, New Hampshire Constitution, Article 71, reads as follows: "The county treasurers [registers of probate, solicitors, sheriffs] and registers of deeds, shall be elected by the inhabitants of the several towns, in the several counties in the state, according to the method now practiced, and the laws of the state. *Provided nevertheless* the legislature shall have authority to alter the manner of certifying the votes, and the mode of electing those officers; but not so as to deprive the people of the right they now have of electing them." It is to be noted that this constitutional provision does not control or apply to the election of county commissioners. *Opinion of the Justices*, 73 N. H. 618, 619. The office of county commissioner is purely of statutory origin, having been first created in 1855. Laws 1855, c. 1659. *O'Brien v. County*, 80 N. H. 522, 524.

The election of county commissioners for Grafton County by commissioner districts, with the further limitation that the voters of a district shall vote for only one commissioner, does not violate the constitutional provisions relating to elections and elective franchise. N. H. Const., Part I, Art. 11; *Murchie v.*

Clifford, 76 N. H. 99, 100-101. Accordingly you are advised that House Bill No. 245, as proposed to be amended, is constitutional. *Opinion of the Justices*, 73 N. H. 618, *supra*.

FRANK R. KENISON,
LAURENCE I. DUNCAN,
AMOS N. BLANDIN, JR.,
EDWARD J. LAMPRON,
JOHN N. GOODNOW.

June 22, 1955.

On motion of Senator Adams, the rules of the Senate were so far suspended as to permit the introduction of a committee report not previously advertised in the Journal.

Senator English, for the Committee on Resources, Recreation and Development, to whom was referred:

House Bill No. 59, An Act providing for the classification of Baker river and its watershed.

Having considered the same, reported the same without amendment, and the bill was ordered to a third reading this afternoon at 2:00 o'clock.

Engrossed Bills

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled Senate and House bills, and Joint Resolution:

Senate Bill No. 58, An Act to provide for the regulation of the business of drivers' schools.

Senate Bill No. 73, An Act providing for liens on house trailers.

Senate Bill No. 85, An Act relative to temporary use of special military registrations and plates.

Senate Bill No. 93, An Act legalizing certain action at the Plainfield school district meeting.

Senate Bill No. 101, An Act legalizing the biennial election held in the town of Ellsworth, November 2, 1954, and legalizing the Bridgewater special school district meeting of May 1, 1955.

Senate Bill No. 110, An Act relative to voting by armed services absentees.

House Bill No. 195, An Act to provide for the giving of security by owners and operators of aircraft involved in accidents and to provide for administration thereof.

House Bill No. 285, An Act relative to the construction of a new library building and the remodelling of the present library building for instructional purposes at the University of New Hampshire.

House Bill No. 429, An Act relative to loans of credit unions.

House Bill No. 454, An Act relating to building reserve and schoolhouses of the former Lee school district.

House Bill No. 462, An Act relating to investments of savings banks.

House Bill No. 495, An Act relative to fees for counsel assigned by court in certain cases.

House Bill No. 523, An Act relative to the definitions of the word beverage.

House Joint Resolution No. 58, Joint Resolution in favor of the estate of Alfred J. Marcotte.

House Bill No. 187, An Act providing for giving notice of claims for damages for skiing injuries.

House Bill No. 400, An Act relative to state owned parking areas at Hampton Beach.

House Bill No. 401, An Act to change the method of appointment of members of the New Hampshire commissioners of the Northeastern Forest Fire Protection Commission.

House Bill No. 535, An Act relative to jurisdiction of the United States over land within New Hampshire.

IRENE WEED LANDERS,
For the Committee.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 424, An Act providing for fixing a date for the determination of stockholders of record of the closing of stock transfer books.

House Bill No. 474, An Act relative to lay out of Class I and II highways and assessment of damages.

The message further stated that the House of Representatives had voted to adopt the report of the Committee of Conference on the following entitled bill:

House Bill No. 249, An Act relative to the New Hampshire shore and beach preservation commission.

The message further stated that the House of Representatives had voted to adopt the amendments offered by the Committee on Engrossed Bills, to the following entitled Senate bill, in the adoption of which amendments the House of Representatives asks the concurrence of the Honorable Senate:

Senate Bill No. 11, An Act relative to education of children placed in homes for children.

Amend section 1 of said bill by striking out the first five lines and inserting in place thereof the following:

1. *School Districts.* Amend chapter 137 of the Revised Laws by inserting after section 17 (section 18, chapter 193, RSA) the following new subdivision:

Education of Children Placed in Homes for Children

17-a. *Definition.* The term "home for children" as used in

Further amend said section 1 of said bill by striking out the figure "51" and inserting in place thereof the figure, 17-b.

Further amend said section 1 of said bill by striking out the figure "52" and inserting in place thereof the figure, 17c.

Amend section 2 of said bill by inserting after the word "Laws" the following, (section 12, chapter 193, RSA)

On motion of Senator McMeekin, the Senate voted to adopt the amendments offered by the Committee on Engrossed Bills to the above entitled bill.

The message further stated that the House of Representatives had voted to adopt the amendments offered by the Committee on Engrossed Bills, to the following entitled House bill, in the adoption of which amendments the House of Representatives asks the concurrence of the Honorable Senate:

House Bill No. 491, An Act relative to the Franklin Veterans' Home.

Amend section 2 of said bill by striking out the same and inserting in place thereof the following:

2. *Limitations.* The exemption from taxation provided by section 1 hereof shall apply only if membership in the Franklin Veterans' Home Association is limited to those who are also eligible for membership in the Grand Army of the Republic, or the American Legion, or the United Spanish War Veterans, or the Veterans of Foreign Wars, or the Disabled American Veterans.

On motion of Senator McMeekin, the Senate voted to adopt the amendments offered by the Committee on Engrossed Bills to the above entitled bill.

The message further stated that the House of Representatives has passed the following concurrent resolution, in the passage of which it asks the concurrence of the Honorable Senate:

Whereas, President Dwight D. Eisenhower has graciously accepted the invitation to address the General Court of New Hampshire, now therefore be it

Resolved, that the Speaker of the House appoint two members of the House and the President of the Senate appoint one member of the Senate to be a welcoming committee of three to greet the President when he lands at the Concord Airport on Thursday, June 23, 1955.

On a *viva voce* vote, the Senate voted to concur in the adoption of the above concurrent resolution.

Pursuant to the above concurrent resolution, the President appointed as member of the Welcoming Committee on the part of the Senate, Senator Marye Walsh Caron, the Dean of the Senate.

Read and Referred

The following entitled bills, sent up from the House of Representatives, were read a first and second time, and referred:

To the Committee on Judiciary:

House Bill No. 424, An Act providing for fixing a date for the determination of stockholders of record of the closing of stock transfer books.

To the Joint Committee of Judiciary and Public Works:

House Bill No. 474, An Act relative to lay out of class I and II highways and assessment of damages.

Order Vacated

On motion of Senator Landers, the order whereby Senate Bill No. 114, An act relative to borrowing by school districts, was referred to the Committee on Education, was vacated, and the bill was referred to the Committee on Judiciary.

On motion of Senator Matthews, the rules of the Senate were so far suspended as to permit all business in order for this afternoon at 2:00 o'clock to be made in order at the present time.

Third Reading of Bills

House Bill No. 52, An Act to ratify the New England higher education compact.

House Bill No. 59, An Act providing for the classification of Baker river and its watershed.

House Bill No. 405, An Act extending certain aeronautical appropriations.

House Bill No. 485, An Act relative to evidence of value for determination of taxation of railroads and public utilities.

House Bill No. 525, An Act empowering the public utilities commission to bargain with the New York Power Authority.

On motion of Senator English, the Senate adjourned.

THURSDAY, JUNE 23, 1955

The Senate met according to adjournment.

Leave of Absence

Senator Ferguson, District No. 14, was granted leave of absence for the day on account of illness.

Introduction of Guests

The President welcomed to the Senate the following guests:

Mrs. Harry H. Foote, the wife of Senator Foote, District No. 24, Mrs. Gertrude Knott and Mrs. Gwendoline Sanderson, all the guests of Senator Foote, District No. 24. Mrs. Betty Adams and Miss Judy Adams, the wife and daughter of Senator Adams, District No. 22, and Mrs. Barbara Barker, all the

guests of Senator Adams, District No. 22. Mr. and Mrs. Thomas Dunnington of Dover and Mrs. Frederick Smalley, the wife of Senator Smalley, District No. 21, all the guests of Senator Smalley. Mrs. John Powell, the wife of Senator Powell, District No. 9, and Mrs. Jeannette Prince of Washington, D. C., who were the guests of Senator Powell. Mrs. J. Wesley Colburn, the wife of Senator Colburn, District No. 12, and Mrs. Joseph Luke of North Conway, Mr. and Mrs. Carl Affeldt and Mr. and Mrs. Lawrence Spaulding of Nashua, all the guests of Senator Colburn. Mrs. Ainsworth, the wife of Senator Ainsworth, District No. 8, who was the guest of Senator Ainsworth. Mrs. Jeannette C. Matthews, the wife of Senator Archibald H. Matthews, District No. 5, who was the guest of that Senator. Mrs. Louise Lamontagne, the wife of Senator Lamontagne, District No. 1. Mrs. Kenneth Robb of Manchester, who was the guest of Senator Caron, District No. 17.

Resolutions

On motion of Senator Caron the following resolution was adopted:

Resolved, That the Senate extend to Senator and Mrs. Louis W. Paquette, their heartiest congratulations on the occasion of their forty-fifth wedding anniversary which occurs tomorrow.

On motion of Senator Keller, the following resolution was adopted:

Resolved, That the Senate extend to Senator and Mrs. Archibald H. Matthews, their heartiest congratulations on their thirtieth wedding anniversary which occurs today.

Committee Reports

Senator McMeekin, for the Committee on Finance, to whom was referred:

House Bill No. 13, An Act relative to mileage for members of the Legislature.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass.

Amend section 1 of said bill by striking out the same and inserting in place thereof the following:

1. *General Court.* Amend section 15 of chapter 9, Revised Laws, as amended by chapter 14, Laws of 1943 and section 1, chapter 117, Laws of 1949 and by section 3, chapter 251, Laws of 1951 (section 15, chapter 14, RSA) by striking out the word "ten" in the fourth line and inserting in place thereof the word, fifteen, so that said section as amended shall read as follows: 15. *Travel.* A member of the general court shall be allowed for mileage per mile of the round trip to and from his town or city ward each day of attendance at the following rates, for the first forty-five miles thereof fifteen cents per mile, for the next twenty-five miles eight cents per mile, for the next twenty-five miles six cents per mile, and for all miles in excess of ninety-five miles five cents per mile. In case said round trip is less than one mile, the mileage allowance shall be computed on the basis of one mile. Each member of the house of representatives shall present evidence of his attendance by signing in person the roll provided for that purpose and by complying with such other regulations with respect thereto as the house may from time to time adopt. Any member of the general court absent for any cause from such attendance shall not be allowed mileage for the day he is so absent.

Amend section 2 of said bill by striking out the same and inserting in place thereof the following:

2. *Committee on Mileage.* Amend section 16, chapter 9, Revised Laws, as amended by chapter 14, Laws of 1943, section 2, chapter 117, Laws of 1949, and section 4, chapter 251, Laws of 1951 (section 16, chapter 14, RSA) by striking out said section and inserting in place thereof the following: 16. *Computation of Distance.* The distance traveled shall be computed by the nearest improved highway as set forth in the so-called standard mileage table and amendments thereto. The committee on mileage shall be arbiters to all disputes and claims involving payment of mileage to members. In January of each biennial session of the legislature the mileage committee shall consult with the department of public works and highways relative to distances as set forth in said table between Concord and the various towns and wards of the state. After a study of the table has been made said committee shall recommend to the legislature any changes which may be

necessary therein in order that said table shall correctly set forth the distances by the nearest improved highways.

Further amend said bill by striking out section 3 and by renumbering section 4 to read section 3.

On motion of Senator Merrill, reading of the amendment was dispensed with.

The report was accepted, amendment adopted, and the bill as amended was ordered to a third reading this afternoon at 2:00 o'clock.

On motion of Senator Adams, the rules of the Senate were so far suspended as to place the bill upon its third reading and final passage at the present time.

Senator Ferguson requested to be recorded as being opposed to its passage.

Senator Daniel moved that the Senate reconsider its vote whereby it passed House Bill No. 13, An Act relative to mileage for members of the Legislature.

On a *viva voce* vote, the negative prevailed, and the motion to reconsider was lost.

Senator O'Malley, for the Committee on Judiciary, to whom was referred:

House Bill No. 63, An Act relative to use of telephone party lines for fire alarms or other emergency calls.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at 2:00 o'clock.

Senator O'Malley, for the Committee on Judiciary, to whom was referred:

House Bill No. 539, An Act relative to the definition of registered mail.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted.

This bill being on its second reading, was open to amendment.

On motion of Senator Foote, the following amendment was adopted:

Amend the title of the bill by striking out the same and inserting in place thereof the following: An Act relative to the use of registered and certified mail.

The bill as amended was then ordered to a third reading this afternoon at 2:00 o'clock.

Senator LaRoche, for the Committee on Fisheries and Game, to whom was referred:

House Bill No. 61, An Act relative to the taking of wild bear.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at 2:00 o'clock.

Senator LaRoche, for the Committee on Fisheries and Game, to whom was referred:

House Bill No. 275, An Act relative to taking deer.

Having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted, and the resolution of the Committee, inexpedient to legislate, was adopted.

Engrossed Bills

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled House bills:

House Bill No. 361, An Act relative to taxes in unincorporated places.

House Bill No. 485, An Act relative to evidence of value for determination of taxation of railroads and public utilities.

House Bill No. 491, An Act relative to The Franklin Veterans' Home Association.

LAURIER A. LAMONTAGNE,
For the Committee.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following

entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 39, An Act relative to season for taking wild deer.

House Bill No. 78, An Act relative to motor vehicle weights.

House Bill No. 417, An Act relative to the sale of horned pout for resale, to fish and game licenses and to fishing in the upper Connecticut River.

House Bill No. 531, An Act relative to the salary of the associate justice of the Somersworth municipal court.

The message further stated that pursuant to the concurrent resolution adopted by the House relative to a committee to welcome the President at the Concord Airport on Thursday, June 23, the Speaker appointed Messrs. Geisel of Manchester, Chairman, and Young of Pittsfield.

The message further stated that the House of Representatives has voted to concur with the Honorable Senate in the passage of the following entitled bill, sent down from the Honorable Senate:

Senate Bill No. 32, An Act relative to the sale of narcotics to minors.

The message further stated that the House of Representatives has voted to concur with the Honorable Senate in its amendments to the following entitled bills:

House Bill No. 189, An Act relating to the placing of fill in great ponds.

House Bill No. 405, An Act extending certain aeronautical appropriations.

House Bill No. 505, An Act to repeal charters of certain corporations.

The message further stated that the House of Representatives has voted to adopt the report of the Committee of Conference to the following entitled bill:

Senate Bill No. 35, An Act to provide for the publication and distribution of the Revised Statutes Annotated of the State of New Hampshire.

The message further stated that the House of Representatives has voted to accede to the request of the Honorable Senate in its request for a Committee of Conference on:

Senate Bill No. 68, An Act relative to the salaries of the board of public works and the justice of the municipal court of the city of Laconia.

Pursuant to the above, the Speaker has appointed as members of such committee on the part of the House, the Messrs. Tilton of Laconia, Rogers of Laconia, and Karagianis of Laconia.

Senate Bill No. 75, An Act establishing a police commission for the city of Rochester.

Pursuant to the above, the Speaker has appointed as members of such committee on the part of the House, Mrs. Studley of Rochester, Messrs. Estes of Rochester, and Carignan of Rochester.

Read and Referred

The following entitled bills, sent up from the House of Representatives, were read a first and second time, and referred:

To the Committee on Fisheries and Game:

House Bill No. 39, An Act relative to season for taking wild deer.

House Bill No. 417, An Act relative to the sale of horned pout for resale, to fish and game licenses and to fishing in the upper Connecticut River.

To the Committee on Transportation:

House Bill No. 78, An Act relative to motor vehicle weights.

To the Committee on Judiciary:

House Bill No. 531, An Act relative to the salary of the associate justice of the Somersworth municipal court.

Committee of Conference Discharged

On motion of Senator Adams, the Committee of Conference on:

Senate Bill No. 75, An Act establishing a police commission for the city of Rochester.

Being unable to agree, the committee on the part of the Senate was discharged, and the Senate voted to reconsider its vote whereby it refused to concur in the adoption of the amendment to the above entitled bill, sent up from the House of

Representatives, and voted to concur in the adoption of the amendment.

Senator Caron desired to be recorded as being definitely opposed to Senate Bill No. 75.

Senator Cleveland desired to be recorded as being opposed to the bill in its present form.

On motion of Senator Matthews, the rules of the Senate were so far suspended as to permit all business in order for this afternoon at 2:00 o'clock to be made in order at the present time, and when the joint convention shall rise and by the vote to rise, the Senate will be adjourned until next Tuesday morning at 11:00 o'clock.

Third Reading of Bills

The following entitled bills were read a third time and passed:

House Bill No. 61, An Act relative to the taking of wild bear.

House Bill No. 63, An Act relative to use of telephone party lines for fire alarms or other emergency calls.

House Bill No. 539, An Act relative to the use of registered and certified mail.

The President declared a recess until 3:15 P. M.

(Recess)

The Senate re-assembled, to meet in Joint Committee with the House of Representatives, for an address by the President of the United States.

TUESDAY, JUNE 28, 1955

The Senate met according to adjournment.

Senator Powell in the chair.

Leaves of Absence

Senator Ainsworth, District No. 8, was granted leave of absence for the day on account of important business. Senator Ferguson, District No. 14, was granted leave of absence for the day on account of illness.

Senator O'Malley, for the Committee on Judiciary, to whom was referred:

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass.

1. *Absentee Voting.* Amend paragraphs II and III of section 61, chapter 34, Revised Laws, as amended by section 2, chapter 20, Laws of 1943 (paragraph II, section 2, chapter 60 RSA) by striking out said paragraph and inserting in place thereof the following:

III. Envelopes of sufficient size to contain the ballots specified in paragraph I, on which shall be printed the following: *Absence from City or Town*. A person voting by absentee ballot because of absence from the city or town in which he is entitled to vote shall fill out and sign the following certificate:

(Signature)

Absence Because of Physical Disability. A person voting by absentee ballot because of physical disability shall fill out and sign the following certificate:

I do hereby certify, under the penalties of perjury, that I am a duly qualified voter in the city or town of New Hampshire, in Ward that on account of physical disability I am unable to vote in person; that I have carefully read the instructions forwarded to me with the ballot herein enclosed, and that I personally marked the within ballot and sealed it in this envelope.

(Signature)

Further amend said bill by inserting after section 1 the following new section:

2. *Duties of Clerk.* Amend section 63 of chapter 34, Revised Laws (section 4, chapter 60 RSA) by striking out the same and inserting in place thereof the following:

63. *Forwarding Ballots.* When an application for an official absent voting ballot is received by the clerk of a city or town, whether on the form supplied by the secretary of state, or by written statement or oral request containing the information required by paragraph II of section 61, said clerk shall check the same and ascertain if the person is on the check list of the town or city. He shall then deliver or mail the papers described in paragraphs I, II and IV of section 61 and shall keep lists of the names and addresses, arranged by voting places, of all persons to whom official absent voting ballots have been sent. Copies of said lists shall be open to inspection and shall be posted at the polling places during the day of the election.

Further amend said bill by renumbering sections 2 and 3 to read sections 3 and 4.

On motion of Senator Cleveland, the reading of the amendments was dispensed with.

The report was accepted, amendments adopted, and the bill as amended was ordered to a third reading this afternoon at 2:00 o'clock.

Senator Caron, for the Committee on Finance, to whom was referred:

House Bill No. 527, An Act relative to sales of armories.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at 2:00 o'clock.

Senator LaRoche, for the Committee on Agriculture, to whom were referred:

House Bill No. 322, An Act to change allocation of funds from inspections in the department of agriculture.

House Bill No. 496, An Act relative to the establishment of soil conservation districts.

House Bill No. 513, An Act relative to fees for inspections and sealing of weighing and measuring devices.

Having considered the same, reported the same without amendments and recommended their passage.

The reports were accepted, and the bills were ordered to a third reading this afternoon at 2:00 o'clock.

Senator LaRoche, for the Committee on Fisheries and Game, to whom was referred:

Senate Bill No. 64, An Act relative to taking wild deer by residents on their own land.

Having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted, and the recommendation of the committee, inexpedient to legislate, was adopted.

Senator LaRoche, for the Committee on Fisheries and Game, to whom was referred:

House Bill No. 392, An Act relative to appointment of Fish and Game Director.

Having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted, and the recommendation of the committee, inexpedient to legislate, was adopted.

Senator LaRoche, for the Committee on Fisheries and Game, to whom was referred:

House Bill No. 406, An Act relative to porcupines.

Having considered the same, reported the same without amendment and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at 2:00 o'clock.

Senator LaRoche, for the Committee on Fisheries and Game, to whom was referred:

House Bill No. 437, An Act relative to hunting wild bear.

Having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted, and the recommendation of the committee, inexpedient to legislate, was adopted.

Senator LaRoche, for the Committee on Fisheries and Game, to whom was referred:

House Bill No. 450, An Act relative to non-resident fishing licenses.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass.

Amend the title of said bill by striking out the same and inserting in place thereof the following:

An Act relative to non-resident fishing and hunting licenses.

Amend section 2 of said bill by striking out the same and inserting in place thereof the following new sections:

2. *Non-residents*. Amend paragraph III of section 6, chapter 247 of the Revised Laws as amended by section 2, chapter 217, Laws of 1947, and section 3, chapter 181, Laws of 1951 (paragraph VI, section 9, chapter 214, RSA) by striking out the word "twenty" in the second line and inserting in place thereof the word, twenty-five, so that said paragraph as amended shall read as follows: III. If the applicant is a non-resident and wishes to hunt, twenty-five dollars, and said agent shall thereupon issue a non-resident hunting license which shall entitle the licensee to hunt, shoot, kill or take, except by the use of traps, and to transport game birds and game animals, under the restrictions of this title.

3. *Non-resident Minors*. Amend paragraph III-a of section 6, chapter 247, Revised Laws as inserted by section 3, chapter 163, Laws of 1947, and as amended by section 4, chapter 181, Laws of 1951 (paragraph VII, section 9, chapter 214,

RSA) by striking out the word "twenty" and inserting in place thereof the word, twenty-five, so that said paragraph as amended shall read as follows: III-a. If the applicant is a non-resident under sixteen years of age and wishes to hunt, twenty-five dollars, and said agent shall thereupon issue a non-resident minor's hunting license which shall entitle the licensee to hunt, shoot, or take game animals when accompanied by another licensee twenty-one years of age or over, and to transport game animals under the restrictions of this title.

4. *Effective Dates.* That part of paragraph IV of section 6 of chapter 247, Revised Laws, as amended by section 1 of this act, providing for an increase in the fee for a fifteen-day non-resident fishing license, shall take effect upon the passage of this act; the remaining provisions of this act shall take effect as of January 1, 1956.

The report was accepted, amendment adopted, and the bill as amended was ordered to a third reading this afternoon at 2:00 o'clock.

Senator Colburn moved that the rules of the Senate be so far suspended as to permit the introduction of a committee report not previously advertised in the Journal.

(Discussion ensued)

The following named Senators spoke in favor of the motion: Senators Colburn, Caron, Packard, Adams, and Lamontagne. The following named Senators spoke against the motion: Senators McMeekin, Cleveland, English, O'Malley and LaRoche.

Senator Matthews moved the previous question.

Question being, Shall the main question now be put?

On a *viva voce* vote, the affirmative prevailed.

The main question being, Shall the rules be suspended to introduce a committee report not previously advertised in the Journal?

On that question, Senator Cleveland demanded a roll call.

The Clerk proceeded to call the roll.

The following named Senators voted in the affirmative: Senators Lamontagne, O'Brien, Landers, Colburn, Packard, Caron, Daniel, Smalley, Adams, Merrill and Foote.

The following named Senators voted in the negative: Senators McMeekin, Washburn, Matthews, Keller, Cleveland, English, Paquette, O'Malley, and LaRoche.

Eleven Senators having voted in the affirmative, and nine Senators having voted in the negative, the motion was lost because of the lack of a two-thirds vote necessary to suspend the rules.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 363, An Act relative to pedestrians and to dimming lights on motor vehicles, and trailer break-away safety chains on trailers.

House Bill No. 534, An Act legalizing certain meetings in the town of Seabrook.

The message further stated that the House of Representatives has voted to concur with the Honorable Senate in its amendment to the following entitled bill:

House Bill No. 13, An Act relative to mileage for members of the legislature.

The message further stated that the House of Representatives has voted to concur with the Honorable Senate in the passage of the following entitled bill, with amendment, in the passage of which amendment the House of Representatives asks the concurrence of the Honorable Senate:

Senate Bill No. 42, An Act relative to the revenue of the department of health, providing for additional appropriations for certain departments for the fiscal year ending June 30, 1955.

Amend the title of said bill by striking out the same and inserting in place thereof the following:

An Act relative to revenue of the department of health; providing for additional appropriations for certain departments for the fiscal year ending June 30, 1955.

Amend said bill by inserting after section 1 the following

new section: 2. *Supplemental Appropriations.* The sum of twenty-six thousand three hundred nineteen dollars and fifty-eight cents is hereby appropriated to supplement the appropriations made by chapter 249 of the Laws of 1953, as follows:

For administration and control	
Division of buildings and grounds	\$4,319.58
For board of registration in	
medicine	\$500.00
Less revenue and balances	500.00
	<hr/>
Net appropriations	0.00
For state treasury	12,000.00
Legislature	10,000.00
	<hr/>
	\$26,319.58

The appropriation for the state treasury shall be for the reimbursement of bounties for porcupine paid by selectmen or city clerks for animals killed prior to July 15, 1955, provided that no reimbursement shall be made hereunder unless the accounts from said selectmen or city clerks shall be submitted to the state treasurer prior to November 1, 1955.

The sums appropriated for board of registration in medicine shall be a charge against revenue for the board, and the balance of the sums hereinbefore appropriated shall be a charge upon the general funds of the state.

Further amend said bill by renumbering section 2 to read section 3.

On motion of Senator Smalley, the Senate voted to concur in the adoption of the amendment to the above entitled bill.

Read and Referred

The following entitled bills, sent up from the House of Representatives, were read a first and second time, and referred:

To the Committee on Transportation:

House Bill No. 363, An Act relative to pedestrians and to dimming lights on motor vehicles, and trailer break-away safety chains on trailers.

To the Committee on Judiciary:

House Bill No. 534, An Act legalizing certain meetings in the town of Seabrook.

On motion of Senator Matthews, the rules of the Senate were so far suspended as to permit all business in order for this afternoon at 2:00 o'clock to be made in order at the present time.

Third Reading of Bills

The following entitled bills were read a third time, and passed:

House Bill No. 223, An Act to simplify requirements for absentee voting.

House Bill No. 322, An Act to change allocation of funds from inspections in the department of agriculture.

House Bill No. 406, An Act relative to porcupines.

House Bill No. 450, An Act relative to non-resident fishing and hunting licenses.

House Bill No. 496, An Act relative to the establishment of soil conservation districts.

House Bill No. 513, An Act relative to fees for inspections and sealing of weighing and measuring devices.

House Bill No. 527, An Act relative to sales of armories.

On motion of Senator Landers, the Senate adjourned.

WEDNESDAY, JUNE 29, 1955

The Senate met according to adjournment.

Introduction of Guests

The President welcomed to the Senate, Commander L. R. P. Lawford, Commanding Officer in the Royal Navy, and Captain Olsen, the Commandant of the Portsmouth Navy Yard. The President invited the officers to address the Senate, which they did with brief remarks.

Leaves of Absence

Senator Ferguson, District No. 14, was granted leave of absence for the day on account of illness.

Further Introduction of Guests

The President welcomed to the Senate, Mrs. Smalley, Mrs. Merrill and Mrs. Ainsworth, being the wives of the Senators from Districts No. 21, No. 23, and No. 8.

Personal Privilege

Senator Cleveland, as Chairman of the Senate Judiciary Committee, on a point of personal privilege, addressed the Senate briefly relative to the interpretation of House Bill No. 75, by the Attorney General.

Committee of Conference Report

The Committee of Conference, to whom was referred House Bill No. 475, An Act relative to salaries of various Belknap county officials, having considered the same, reported the same with the following recommendations:

That the House recede from its position of non-concurrence, that the Senate recede from its position in adopting its amendments and that the following amendments be adopted:

Amend the title of said bill by striking out the same and inserting in place thereof the following:

An Act relative to salaries of various county officials of Belknap, Cheshire, Coos, Grafton, Merrimack and Strafford counties.

Amend section 1 of said bill by striking out said section and inserting in place thereof the following:

1. *County Sheriffs.* Amend section 27, chapter 380 of the Revised Laws, as amended by chapter 195, Laws of 1943, chapter 189, Laws of 1945, section 2, chapter 2, Laws of 1947, section 3, chapter 202, Laws of 1947, section 1, chapter 256, Laws of 1947, chapter 291, Laws of 1947, chapter 235, Laws of 1953 (section 29, chapter 104, RSA) and as amended by section 1, chapter 172, Laws of 1955, by striking out said section and inserting in place thereof the following: 27. *Salaries.* The annual salaries of the sheriffs of the several counties shall be as follows:

In Rockingham, fifteen hundred dollars.

In Strafford, one thousand dollars.

In Belknap, fifteen hundred dollars.

In Carroll, twelve hundred dollars.

In Merrimack, two thousand dollars.

In Hillsborough, two thousand four hundred dollars.

In Cheshire, fifteen hundred dollars.

In Sullivan, eight hundred dollars.

In Grafton, eighteen hundred dollars.

In Coos, two thousand dollars.

The salary of the sheriff of Grafton county shall be paid monthly.

Amend section 2 of said bill by striking out said section and inserting in place thereof the following:

2. *County Solicitors.* Amend section 20 of chapter 24 of the Revised Laws, as amended by chapters 40 and 136, Laws of 1943, chapters 2, 27, 202, 213, 242, 263, 268 and 270 of the Laws of 1947, chapter 183, Laws of 1949 and chapters 108, 122 and 179 of the Laws of 1953 (section 35, chapter 7, RSA) by striking out said section and inserting in place thereof the following: 20. *Salaries.* The annual salaries of the solicitors in the several counties shall be as follows:

In Rockingham, twenty-two hundred dollars.

In Strafford, two thousand dollars.

In Belknap, eighteen hundred dollars.

In Carroll, twelve hundred dollars.

In Merrimack, twenty-five hundred dollars.

In Hillsborough, thirty-three hundred dollars.

In Cheshire, two thousand dollars.

In Sullivan, fifteen hundred dollars.

In Grafton, twenty-four hundred dollars.

In Coos, twenty-four hundred dollars.

Amend section 3 of said bill by striking out said section and inserting in place thereof the following:

3. *County Treasurers.* Amend section 13, chapter 48 of the Revised Laws, as amended by chapter 66, Laws of 1945, chapter 257, Laws of 1947, chapter 179, Laws of 1953 (section 14, chapter 29, RSA) and as amended by section 2, chapter 172, Laws of 1955, by striking out said section and inserting in place thereof the following: 13. *Salaries.* The annual salaries of the treasurers of the several counties to be in full for their services and allowances of every kind, except as hereinafter provided, shall be as follows:

In Rockingham, eight hundred dollars.

In Strafford, five hundred dollars.

In Belknap, five hundred dollars.

In Carroll, five hundred dollars.

In Merrimack, six hundred dollars.

In Hillsborough, twelve hundred dollars.

In Cheshire, four hundred dollars.

In Sullivan, four hundred dollars.

In Grafton, five hundred dollars.

In Coos, five hundred dollars.

To the foregoing sums shall be added a reasonable sum for all necessary expenses upon order of the county commissioners.

Amend section 4 of said bill by striking out said section and inserting in place thereof the following:

4. *County Commissioners.* Amend section 27 of chapter 47 of the Revised Laws, as amended by chapters 119, 150, 195 and 202 of the Laws of 1943, chapters 66 and 163 of the Laws of 1945, chapters 202 and 284 of the Laws of 1947, chapters 73 and 162 of the Laws of 1949, chapters 149, and 233 of the Laws of 1951 and chapters 90 and 123, Laws of 1953 (section 28, RSA) by striking out said section and inserting in place thereof the following: 27. *Commissioners.* **The annual salary of each commissioner of the following counties shall be as follows, payable monthly by the county:**

In Rockingham, eighteen hundred dollars.

In Strafford, fifteen hundred dollars.

In Belknap, fifteen hundred dollars.

In Merrimack, two thousand dollars.

In Hillsborough, thirty-five hundred dollars.

In Cheshire, fifteen hundred dollars.

In Sullivan, twelve hundred dollars.

In Grafton, eighteen hundred dollars.

In Coos, fifteen hundred dollars.

In Carroll county each commissioner, when employed in business of the county, shall receive ten dollars a day, payable as hereinbefore provided.

To the foregoing sums shall be added, in all counties, a reasonable sum for all necessary expenses, upon order of the county auditors.

Amend section 5 of said bill by striking out said section and inserting in place thereof the following:

5. *Takes Effect.* The foregoing provisions of sections 1 and 3 which provide for an increase in the salaries of the sheriff and treasurer of the county of Coos shall take effect as of Janu-

ary 1, 1956. The remaining provisions of this act shall take effect as of January 1, 1955.

JOHN R. POWELL,
J. L. AINSWORTH,
Conferees on the Part of the Senate.

ALBERT A. VOGEL,
RAYMOND H. CHASE,
MILBURN F. ROBERTS,
Conferees on the Part of the House.

On motion of Senator Powell, the Senate voted to dispense with the reading of the amendments. On further motion of the same Senator, the Senate voted to adopt the Committee of Conference report on the above entitled bill.

Introduction of Senate Bills

Senator Matthews introduced the following entitled bill, which was read a first and second time, laid upon the table to be printed, and referred:

To the Committee on Judiciary:

Senate Bill No. 121, An Act relative to salaries of court stenographers.

Senator Foote introduced the following entitled bill, which was read a first and second time, laid upon the table to be printed, and referred:

To the Committee on Public Works:

Senate Bill No. 122, An Act to lay out and construct a service road connecting with the Eastern New Hampshire Turnpike.

Committee Reports

Senator O'Malley, for the Committee on Judiciary, to whom were referred:

Senate Bill No. 116, An Act relating to the powers and duties of towns.

House Bill No. 374, An Act relating to assistance to municipalities by tax commission in appraising taxable property.

House Bill No. 531, An Act relative to the salary of the associate justice of the Somersworth municipal court.

Having considered the same, reported the same without amendments, and recommended their passage.

The reports were accepted, and the bills were ordered to a third reading this afternoon at 2:00 o'clock.

Senator O'Malley, for the Committee on Judiciary, to whom was referred:

House Bill No. 489, An Act relative to registration and re-registration of partnerships.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass.

Amend section 11 of chapter 186 of the Revised Laws as inserted by section 1 of said bill by renumbering said section to read section 10-a.

Amend said bill by inserting after section 1 the following new section:

2. *Appropriation.* The sum of five thousand five hundred dollars for the fiscal year ending June 30, 1956, and a like sum for the fiscal year ending June 30, 1957, are hereby appropriated for the office of the secretary of state to be expended for additional personal services and current expenses necessitated because of amendments to corporation law and registration of partnerships. The sums hereby appropriated shall be a charge upon the general funds.

Further amend said bill by renumbering section 2 to read section 3.

On motion of Senator Cleveland, the reading of the amendments was dispensed with.

The report was accepted, amendment adopted, and the bill was referred to the Committee on Finance, under the rules.

Senator Colburn, for the Committee on Liquor Laws, to whom was referred:

House Bill No. 515, An Act relative to transfer of liquor licenses and beverage permits to clubs in certain cases.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass.

Amend paragraph I of section 24-a of chapter 170 as inserted by section 1 of the bill by inserting after the word

"year" in the third line the words, or any six single days, so that said paragraph as amended shall read as follows:

1. Notice of the number of days during which the new premises are to be used shall not exceed three days at any one time, nor more than twice in any one year, or more than six single days, to any organization.

The report was accepted, amendment adopted, and the bill as amended was ordered to a third reading this afternoon at 2:00 o'clock.

Senator Keller, for the Committee on Public Health, to whom were referred:

Senate Bill No. 112, An Act relative to practice of medicine and suspension of licenses in certain cases.

House Bill No. 328, An Act to change the name of the Board of Nurse Examiners and to increase the fees for nurse registration.

House Bill No. 331, An Act relative to protection of public water supply.

Having considered the same, reported the same without amendments, and recommended their passage.

The reports were accepted, and the bills were ordered to a third reading this afternoon at 2:00 o'clock.

Senator Keller, for the Committee on Public Health, to whom was referred:

Senate Bill No. 96, An Act providing for referendum vote on the use of fluorides in public water supplies.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted.

On motion of Senator Cleveland, the bill with the accompanying report was laid upon the table, and made a Special Order for Thursday morning, June 30, at 11:01 A. M.

Senator Keller, for the Committee on Public Health, to whom was referred:

Senate Bill No. 107, An Act relative to qualifications for membership on the commission of pharmacy and practical chemistry.

Having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted.

On motion of Senator Lamontagne, the bill with the accompanying report was laid upon the table, and made a Special Order for Wednesday morning, July 6, at 11:01 A. M.

Senator Lamontagne, for the Committee on Transportation, to whom was referred:

House Bill No. 78, An Act relative to motor vehicle weights.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass.

Amend section 1, paragraph IX of the bill by inserting at the end thereof the following sentence, The provisions of this Act shall not apply to vehicles used exclusively in the surfacing of highways of the State of New Hampshire, or subdivisions thereof: Provided that the commodities of tar, asphalt, or the combination thereof shall not exceed 2,000 gallons on any two-axle vehicle, or 4,000 gallons on any three-axle vehicle, so that said paragraph as amended shall read as follows: IX. A vehicle or combination of vehicles equipped with any solid rubber tires shall not have weights more than eighty per centum of those permitted in this section for pneumatic tires; provided, no vehicle equipped with solid rubber tires shall be operated upon a public highway, which has at any point less than one inch of rubber above the top or beyond the flange or rim. The provisions of this Act shall not apply to vehicles used exclusively in the surfacing of highways of the State of New Hampshire, or subdivisions thereof: Provided that the commodities of tar, asphalt, or the combination thereof shall not exceed 2,000 gallons on any two-axle vehicle, or 4,000 gallons on any three-axle vehicle.

Further amend the bill by striking out all of section 2, and inserting in place thereof the following:

2. *Takes Effect*. This act shall take effect upon its passage.

The report was accepted.

Senator McMeekin moved that further consideration of the amendment and the bill be indefinitely postponed.

(Discussed ensued)

Senators McMeekin, Cleveland, English and Washburn spoke in favor of the motion.

Senators Lamontagne, Adams and Packard spoke against the motion.

Question being on the adoption of the motion of Senator McMeekin.

On this question, Senator Cleveland demanded a roll call. The Clerk proceeded to call the roll.

The following named Senators voted in the affirmative: Senators McMeekin, Washburn, Matthews, Cleveland, English, Paquette, and O'Malley.

The following named Senators voted in the negative: Senators Lamontagne, O'Brien, Keller, Ainsworth, Powell, Landers, Colburn, Packard, Caron, Daniel, LaRoche, Smalley, Adams, Merrill and Foote.

Seven Senators having voted in the affirmative, and fifteen Senators having voted in the negative, the negative prevailed, and the motion was lost.

Question being on the adoption of the amendment offered by the Committee on Transportation to the above entitled bill.

On a *viva voce* vote, the affirmative prevailed, and the amendment was adopted.

The bill being on its second reading, was open to further amendment.

Senator Cleveland offered the following amendment and moved its adoption.

Further amend the bill by adding the following new subsection to Section 1:

XIV. *Registration Fees.* Vehicles weighing in excess of 50,400 pounds shall pay a registration fee of one dollar per each one hundred pounds of gross weight.

Senator Cleveland spoke in favor of the adoption of the amendment.

Senators Lamontagne, Packard, Adams and Colburn spoke against the amendment.

On a *viva voce* vote, the negative prevailed.

Senator Cleveland requested a Division.

Ten Senators having voted in the affirmative, and eleven Senators having voted in the negative, the negative prevailed, and the amendment was not adopted.

The bill as amended was ordered to a third reading this afternoon at 2:00 o'clock.

On motion of Senator Packard, the rules of the Senate were so far suspended as to place the above entitled bill upon its third reading and final passage at the present time.

The bill was read a third time and passed at the present time.

Senator Adams moved that the Senate reconsider its vote whereby it passed the above entitled bill.

On a *viva voce* vote, the negative prevailed, and the motion to re-consider was lost.

Majority-Minority Report

A Majority of the Committee on Fisheries and Game, to whom was referred:

House Bill No. 337, An Act increasing the membership of the fish and game commission, and relating to the term of the fish and game director.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass.

Amend section 5 of the bill by striking out the entire section.

Further amend the bill by re-numbering section 6 to read section 5.

JAMES C. CLEVELAND,
J. LABAN AINSWORTH,
DANIEL O'BRIEN,
J. PAUL LaROCHE.

A Minority of the Committee on Fisheries and Game, to whom was referred:

House Bill No. 337, An Act increasing the membership of the fish and game commission, and relating to the term of the fish and game director.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass.

Amend the title of said bill by striking out the same and inserting in place thereof the following:

An Act relative to the fish and game commission.

Amend said bill by striking out all after the enacting clause and inserting in place thereof the following:

1. *Fish and Game Commission.* Amend section 2 of chapter 240 of the Revised Laws (section 3, chapter 206, RSA) by striking out said section and inserting in place thereof the following: 2. *Appointment.* The commission shall consist of five members, each well informed on the subject of wild life conservation and restoration, appointed by the governor with the advice of the council. Not more than three commissioners shall be of the same political party. One member shall be a resident of either Coos or Carroll county, another of either Grafton or Sullivan county, another of either Merrimack or Belknap county, another of either Rockingham or Strafford county, and another of either Cheshire or Hillsborough county. When a vacancy shall occur in said commission it shall be filled in the same manner for the unexpired term, provided that the appointee shall not be a resident of the same county as the person whom he replaces. Regular appointments to the commission shall be rotated between the two counties in each set so that a resident of any one county shall not be a member of the commission for more than one term in succession.

2. *Takes Effect.* This act shall take effect upon its passage.

The reports were accepted.

Senator Washburn moved that the report of the Minority be substituted for that of the Majority.

(Discussion ensued)

Senator Washburn spoke in favor of the motion.

Senator O'Malley moved that the bill with the accompanying reports be indefinitely postponed.

(Discussion ensued)

Senator O'Malley spoke in favor of the motion.

Senators Adams, Cleveland, Lamontagne, Ainsworth and O'Brien spoke against the motion.

On the above motion, Senator O'Malley requested a division.

Ten Senators having voted in the affirmative, and twelve Senators having voted in the negative, the negative prevailed, and the motion to indefinitely postpone was lost.

Question being on the motion of Senator Washburn to substitute the report of the minority for that of the majority.

On this question, Senator Washburn requested a division.

Eleven Senators voted in the affirmative, and ten Senators voted in the negative.

The President then demanded a roll call vote.

The Clerk proceeded to call the roll.

The following named Senators voted in the affirmative: McMeekin, Washburn, Matthews, Keller, English, Caron, Daniel, LaRoche, Smalley, Merrill and Foote.

The following named Senators voted in the negative: Lamontagne, O'Brien, Cleveland, Ainsworth, Powell, Landers, Colburn, Paquette, Packard, O'Malley, and Adams.

Eleven Senators having voted in the affirmative, and eleven Senators having voted in the negative, the President declared the motion to substitute lost.

Question being on the adoption of the report of the Majority of the Committee.

On this question, Senator McMeekin requested a division.

Twelve Senators having voted in the affirmative, and eleven Senators having voted in the negative, the affirmative prevailed, and the report of the Majority of the Committee was adopted.

On motion of Senator Packard, the President declared a three minute recess.

(Recess)

The Senate re-assembled.

Senator Packard offered the following amendment, and moved its adoption:

Amend the bill by increasing the membership to eleven members, one from each county and one from the city of Manchester.

On a *viva voce* vote, the negative prevailed, and the amendment was not adopted.

Question being, Shall the bill be ordered to a third reading?

On this question, Senator Washburn demanded a roll call. The Clerk proceeded to call the roll.

The following named Senators voted in the affirmative: Lamontagne, O'Brien, Cleveland, Ainsworth, Powell, Landers, Colburn, Perkins, Packard, LaRoche, Adams and Merrill.

The following named Senators voted in the negative: McMeekin, Washburn, Matthews, Keller, English, Paquette, Caron, O'Malley, Daniel, Smalley and Foote.

Twelve Senators having voted in the affirmative, and eleven Senators having voted in the negative, the affirmative prevailed, and the bill was ordered to a third reading at 2:00 o'clock.

Senator Cleveland moved that the rules of the Senate be so far suspended as to place the above entitled bill on its third reading and final passage at the present time.

On a *viva voce* vote, the negative prevailed, and the motion was lost.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bill, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 541, An Act making temporary appropriations for the expenses of the State of New Hampshire for the month of July, 1955.

Read and Referred

The following entitled bill was read a first and second time, and referred:

To the Committee on Finance:

House Bill No. 541, An Act making temporary appropriations for the expenses of the State of New Hampshire for the month of July, 1955.

On motion of Senator Merrill, the order whereby the above entitled bill was referred to the Committee on Finance was vacated. The rules were suspended and the above entitled bill was read a third time and passed at the present time.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 440, An Act relative to the Laconia State School.

House Bill No. 459, An Act relative to unemployment compensation successorship merit rating for public utilities.

The message further stated that the House of Representatives has voted to concur with the Honorable Senate in its amendments to the following entitled bill:

House Bill No. 539, An Act relative to the use of registered and certified mail.

Read and Referred

The following entitled bills, sent up from the House of Representatives, were read a first and second time, and referred:

To the Committee on Public Welfare and State Institutions:

House Bill No. 440, An Act relative to the Laconia State School.

To the Committee on Labor:

House Bill No. 459, An Act relative to unemployment compensation successorship merit rating for public utilities.

Resolution

Senator Adams offered the following resolution and moved its adoption:

Whereas, the Attorney General has stated in an opinion to the Governor that in his opinion the General Court by passage of House Bill No. 75 has changed the law that required the approval by the Governor and Council of the appointment of the state steward, and

Whereas, the General Court by passage of House Bill No. 75 did not intend to change the law in any respect whatsoever or in any way resolve any doubt as to interpretation or application of previous laws, be it

Resolved, that the Governor be requested with the advice and consent of his council to carry out the provisions of the law as written and not as changed in interpretation by the provisions of House Bill No. 75.

The above resolution was read and referred to the Committee on Judiciary.

On motion of Senator Adams the order whereby the above resolution was referred to the Committee on Judiciary was vacated, and the resolution was considered at the present time.

Senator Caron moved that the above resolution be made a Special Order for Thursday morning, June 30, at 11:02 A. M.

On motion of Senator Cleveland, the President declared a two minute recess.

(Recess)

The Senate re-assembled.

Question being on the motion of Senator Caron, that the resolution be made a Special Order for Thursday morning, June 30, at 11:02 A. M.

On a *viva voce* vote, the negative prevailed, and the motion was lost.

Senator Adams offered the following amendment to the above resolution and moved its adoption:

Strike out in the second paragraph the words "General Court" and insert in place thereof the word, Senate.

On a *viva voce* vote, the Chair was in doubt and requested a division.

Seventeen Senators having voted in the affirmative, and three Senators having voted in the negative, the affirmative prevailed, and the amendment was adopted.

At the request of Senator Caron, the President declared a one minute recess.

(Recess)

The Senate re-assembled, with Senator Packard in the Chair.

Senator Perkins offered the following amendment and moved its adoption:

Amend the resolution by striking out the third paragraph of the resolution and inserting in place thereof the following:

Resolved, That the Governor and Council be advised of the Senate intent in interpreting the provisions of House Bill No. 75.

On a *viva voce* vote, the amendment was adopted.

Question being on the adoption of the resolution as amended.

On a *viva voce* vote, the affirmative prevailed, and the resolution was adopted.

On motion of Senator Adams, the Clerk was instructed to transmit a copy of this resolution to His Excellency, the Governor, and his Honorable Council.

On motion of Senator Matthews, the Senate voted to adjourn from the morning session.

Afternoon

The Senate was immediately called to order for third reading of bills.

The following entitled bills were read a third time, and passed:

Senate Bill No. 116, An Act relating to the powers and duties of towns.

House Bill No. 374, An Act relating to assistance to municipalities by tax commission in appraising taxable property.

House Bill No. 531, An Act relative to the salary of the associate justice of the Somersworth municipal court.

House Bill No. 515, An Act relative to transfer of liquor licenses and beverage permits to clubs in certain cases.

Senate Bill No. 112, An Act relative to practice of medicine and suspension of licenses in certain cases.

House Bill No. 328, An Act to change the name of the Board of Nurse Examiners and to increase the fees for nurse registration.

House Bill No. 331, An Act relative to protection of public water supply.

(Senator Perkins in the Chair)

The following entitled bill was read a third time:

House Bill No. 337, An Act increasing the membership of the fish and game commission, and relating to the term of the fish and game director.

Question being stated: Shall the bill pass?

Senator Washburn demanded a roll call.

The Clerk proceeded to call the roll.

The following named Senators voted in the affirmative: Lamontagne, O'Brien, Cleveland, Ainsworth, Powell, Landers, Colburn, Packard, LaRoche, Adams, Merrill, and Perkins.

The following named Senators voted in the negative: McMeekin, Washburn, Matthews, Keller, English, Paquette, Caron, O'Malley, Daniel, Smalley and Foote.

Twelve Senators having voted in the affirmative and eleven Senators having voted in the negative, the affirmative prevailed, and the bill was passed.

On motion of Senator Cleveland, the Senate refused to reconsider its vote on the above entitled bill.

On motion of Senator Merrill, the Senate adjourned.

THURSDAY, JUNE 30, 1955

The Senate met according to adjournment.

Leaves of Absence

Senator Ainsworth, District No. 8, was granted leave of absence for the day on account of important business. Senator Ferguson, District No. 14, was granted leave of absence for the day on account of illness.

Introduction of Guest

The President welcomed to the Senate Mr. Edward A. King, Supervisor, I.B.M. Department of M.K.M. Knitting Mills of Manchester, who was the guest of Senator Packard, District No. 16.

Committee Reports

Senator Caron, for the Committee on Banks and Insurance, to whom were referred:

Senate Bill No. 119, An Act concerning investments by savings banks.

House Bill No. 509, An Act relating to deposits by the state treasurer.

Having considered the same, reported the same without amendments, and recommended their passage.

The reports were accepted, and the bills were ordered to a third reading this afternoon at 2:00 o'clock.

On motion of Senator Cleveland, the rules of the Senate were so far suspended as to permit the introduction of a committee report not previously advertised in the Journal.

Senator O'Malley, for the Committee on Judiciary, to whom was referred:

House Bill No. 534, An Act legalizing certain meetings of the town of Seabrook.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at 2:00 o'clock.

On motion of Senator Cleveland, the Senate voted to take the following entitled bill from the table:

Senate Bill No. 41, An Act to provide assistance for education in the academies, seminaries of learning, colleges and other educational institutions of this state.

Question being on the adoption of the amendments offered by the Committee on Judiciary.

Amend the definition in the last paragraph of section 2 by striking out the same and inserting in place thereof the following new paragraph:

"Project" as used herein shall mean the construction of a building at an institution in the nature of a class-room building, library, auditorium, dormitory, dining hall, faculty, and employee housing, gymnasium, or similar structure, or the alteration, renovation or expansion of the same, or the refinancing of a pre-existing or future indebtedness incurred by an institution for any of the foregoing purposes. (Provided, however, that refinancing of pre-existing indebtedness shall be limited to indebtedness incurred within three years prior to the effective date of this act.)

Further amend said bill by striking out paragraph I of

section 3 thereof and inserting in place thereof the following new paragraph 1 of section 3:

3. *New Hampshire Independent School Authority.* 1. There is hereby created a body corporate and politic as an agency and subdivision of the state under the name and title of New Hampshire Independent School Authority, with power to finance projects as herein set forth. In addition to the powers herein granted, said corporation shall have the general powers usually possessed by New Hampshire business corporations and is authorized to do all things necessary or incidental to all the foregoing powers. The management of said corporation shall be vested in a board of (five) directors to be appointed by the governor with the advice and consent of the council for terms of (five) years and until their successors are appointed and have qualified. The board shall adopt and may from time to time amend by-laws governing their procedure and adopt a corporate seal and shall cause records of their procedure to be kept by a secretary to be appointed from their membership. (The board shall also adopt rules and regulations limiting the amount of money that any one institution may borrow from the Authority.) The state treasurer shall, *ex officio*, serve as treasurer and fiscal officer of the corporation. The corporation shall be liable to suit in the same manner as a private corporation and shall have the power to institute and prosecute in its own name or in the name of the state, suits at law or in equity or special proceedings in any courts of this or any other state or in any federal courts. All property of the corporation shall be exempt from levy and sale by virtue of an execution, and no judgment against the corporation shall be a lien on its property.

Further amend said bill by striking out section 5 thereof and inserting in place thereof the following new section 5:

5. *Investigation and Tentative Approval.* The board of directors shall inquire into and consider all such applications. The attorney general, his deputy or one of the assistant attorneys general shall participate in the deliberations of the board as legal advisor, without vote. The board shall hold such hearings as it deems advisable on each application, shall consider all evidence offered in support of or in opposition to each such project, and if it finds that such project is within the scope of this act, will be of public use and benefit, and can be financed

without unreasonable risk of loss to the Authority, it may approve such application in whole, in part, or with amendments, setting forth in its written order of approval the amount of the loan approved by it, the ultimate maturity date, terms of repayment to the Authority with interest at the state rate, amount of insurance premium as provided in section 9, the security to be furnished by the institution to the Authority, and such other conditions and restrictions as it finds advisable to protect the public interest. The ultimate maturity date shall be as early as reasonably possible and in no event later than twenty years after the inception of the loan, as determined by the board. The board shall cause to be kept a written transcript of its proceedings on all such applications. The rejection of any application by the board shall not be subject to review by other authority.

On a *viva voce* vote, the Senate voted to adopt the above amendments.

Senator McMeekin, for the Committee on Finance, offered the following amendment, and moved its adoption:

Amend said bill by inserting between the enacting clause and section 1 the following words: "Part One."

Further amend said bill by inserting between sections 21 and 22 the following new part and by renumbering section 22 to read section 25:

Part Two

22. *Assistance to Public School Districts.* In order to extend the state rate of interest to public school districts, the governor and council are authorized in the name of The State of New Hampshire to guarantee unconditionally, but at no time in excess of the total aggregate sum for the entire state of ten million dollars (\$10,000,000), the payment of all or any portion, as they may find to be in the public interest, of the principal of and interest on any bonds or notes which shall be issued by any school district or city for the construction of new school buildings or the remodeling, renovation, repair or enlargement of existing school buildings; and the full faith and credit of the state are hereby pledged for any such guarantee authorized as herein provided. The guarantee of the state shall be endorsed on such bonds or notes by the state treasurer. In the event of default in the payment of any such bonds or notes by the issuer,

the state may recover any losses suffered by it by action against the school district or city concerned, as provided in chapter 402, Revised Laws.

23. *Applications for Guarantee.* Applications for the state guarantee provided for in section 22 shall be submitted by the school district or city which desires the same, to the commissioner of education in the first instance, upon such forms and in accordance with such reasonable regulations as the commissioner may prescribe with the approval of the state board of education to carry out the purposes hereof. The commissioner shall examine each application for state guarantee to determine whether it is in proper form and apparently conforms to law and applicable regulations, and shall cause such investigation thereof to be made as he deems appropriate. He may return any application for amendment or for further supplementary action by the school district or city government concerned. If the commissioner finds that the application is in proper form and in apparent conformity with law and applicable regulations, he shall forward the same to the governor and council for final action, together with his recommendations thereon. The governor and council may hold a public hearing on any application whenever they find the same to be advisable in the public interest.

24. *Cost of Processing Applications.* The expenses incurred by the department of education and by the state treasurer in processing such loans and in affixing the state's guarantee shall be repaid to the state by the school district or city concerned; and the treasurer shall withhold the final endorsement of such bonds or notes until adequate provision has been made for such repayment.

On a *viva voce* vote, the Senate voted to adopt the amendments offered by the Committee on Finance to the above entitled bill.

The bill as amended was ordered to a third reading this afternoon at 2:00 o'clock.

Senator Landers requested to be recorded as being opposed to the third reading and passage of the above entitled bill.

Committee of Conference Report

The Committee of Conference, to whom was referred Senate Bill No. 68, An Act relative to the salaries of the Board of Public Works and the Justice of the Municipal Court of the City of Laconia, having considered the same, reported the same with the following recommendation:

That the Senate recede from its position of non-concurrence, that the House recede from its position in adopting its amendment, and that the following amendment be adopted:

Amend section 1 of the bill by striking out in line 3 the words "two hundred dollars" and inserting in place thereof the following words, two hundred fifty dollars, so that said section as amended shall read as follows: 1. *City of Laconia; Board of Public Works.* The annual salary of each member of the Board of Public Works of the City of Laconia shall be two hundred fifty dollars.

OTTO G. KELLER,
ARCHIBALD H. MATTHEWS,
Conferees on the Part of the Senate.

ELMER S. TILTON,
PETER S. KARAGIANIS,
JAMES P. ROGERS,
Conferees on the Part of the House.

On motion of Senator Keller, the Senate voted to adopt the report of the Committee of Conference on the above entitled bill.

Engrossed Bills

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled Senate and House bills:

Senate Bill No. 11, An Act relative to education of children placed in homes for children.

Senate Bill No. 35, An Act to provide for the publication and distribution of the Revised Statutes annotated of the State of New Hampshire.

House Bill No. 13, An Act relative to mileage for members of the legislature.

House Bill No. 52, An Act to ratify the New England higher education compact.

House Bill No. 59, An Act providing for the classification of Baker river and its watershed.

House Bill No. 61, An Act relative to the taking of wild bear.

House Bill No. 63, An Act relative to use of telephone party lines for fire alarms or other emergency calls.

House Bill No. 405, An Act extending certain aeronautical appropriations.

House Bill No. 505, An Act to repeal charters of certain corporations.

House Bill No. 525, An Act empowering the public utilities commission to bargain with the New York Power Authority.

House Bill No. 322, An Act to change the allocation of funds from inspections in the department of agriculture; relative to license fees for milk distributors; relative to fees for licenses for pharmacies and pharmacists, and relative to transfer of certain funds collected under the economics poison law.

House Bill No. 539, An Act relative to the use of registered and certified mail.

House Bill No. 541, An Act making temporary appropriations for the expenses of the state of New Hampshire for the month of July, 1955.

House Bill No. 78, An Act relative to motor vehicle weights.

Senate Bill No. 75, An Act establishing a police commission for the city of Rochester.

Senate Bill No. 42, An Act relative to revenue of the department of health; providing for additional appropriations for certain departments for the fiscal year ending June 30, 1955.

House Bill No. 406, An Act relative to porcupines.

House Bill No. 496, An Act relative to the establishment of soil conservation districts.

House Bill No. 513, An Act relative to fees for inspections and sealing of weighing and measuring devices.

IRENE W. LANDERS,
For the Committee.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 210, An Act relative to vacations for employees of the city of Manchester.

House Bill No. 529, An Act making appropriations for the expenses of certain departments of the state for the year ending June 30, 1956.

House Bill No. 530, An Act making appropriations for the expenses of certain departments of the state for the year ending June 30, 1957.

The message further stated that the House of Representatives has voted to adopt the report of the Committee of Conference on the following entitled bill:

House Bill No. 475, An Act relative to salaries of various county officials of Belknap, Cheshire, Coos, Grafton, Merrimack and Strafford counties.

The message further stated that the House of Representatives has voted to concur with the Honorable Senate in its amendments to the following entitled bill:

House Bill No. 78, An Act relative to motor vehicle weights.

The message further stated that the House of Representatives has voted to non-concur with the Honorable Senate in its amendments to the following entitled bill and asks for a Committee of Conference:

House Bill No. 450, An Act relative to non-resident fishing licenses.

The Speaker has appointed as members of such committee on the part of the House, the Messrs. Converse of Pittsburg, Plumer of Bristol and Clement of Rochester.

On motion of Senator Washburn, the Senate voted to accede to the request of the House for a Committee of Conference on the above entitled bill.

Pursuant to the above, the President appointed as members of such committee on the part of the Senate, Senator Washburn, District No. 4, and Senator O'Brien, District No. 2.

The message further stated that the House of Representatives has voted to non-concur with the Honorable Senate in its amendments to the following entitled bill and asks for a Committee of Conference:

House Bill No. 223, An Act to simplify requirements for absentee voting.

The Speaker has appointed as members of such committee on the part of the House, Mrs. Brungot of Berlin, Messrs. Faulkner of Keene and Pickett of Keene.

On motion of Senator Cleveland, the Senate voted to accede to the request of the House for a Committee of Conference on the above entitled bill.

Pursuant to the above, the President appointed as members of such committee on the part of the Senate, Senators Cleveland, District No. 7, and Senator O'Malley, District No. 18.

The message further stated that the House of Representatives concurs with the Honorable Senate in the passage of the following entitled bill, with amendment, in the passage of which amendment the House of Representatives asks the concurrence of the Honorable Senate:

Senate Bill No. 31, An Act relative to manufacture or sale of sling shots, black jacks, etc.

Amend section 1 of the bill by striking out said section and inserting in place thereof the following:

1. *Possession Illegal.* Amend section 18 of chapter 441 of the Revised Laws by striking out said section and inserting in place thereof the following: 18. *Toy Pistols, etc.* If any person shall sell, expose for sale or possess an instrument or weapon of the type usually known as switch knife, sling shot, sword cane, pistol cane, bludgeon, back jack, metallic knuckles, toy firearm for the explosion of blank cartridges, air rifle or ammunition for any such pistol or rifle, he shall be fined not more than \$100 or imprisoned not more than six months, or both. When any of the objects enumerated in this section is possessed in violation thereof, the same is declared to be and is a public nuisance and it shall be forfeited as provided in section 42 of the Revised Laws.

On motion of Senator Powell, the Senate refused to concur in the adoption of the amendment offered by the House

of Representatives, and requested that a Committee of Conference be appointed.

Pursuant to the above, the President appointed as members of such committee on the part of the Senate, Senator Powell, District No. 9, and Senator Matthews, District No. 5.

The message further stated that the House of Representatives has voted to adopt the amendments offered by the Committee on Engrossed Bills, to the following entitled House bills, in the adoption of which amendments the House of Representatives asks the concurrence of the Honorable Senate:

House Bill No. 189, An Act relating to the placing of fill in great ponds.

Amend section 1 of said bill by striking out the first three lines and inserting in place thereof the following:

1. *Public Waters.* Amend chapter 266 of the Revised Laws (chapter 482, RSA) by inserting after section 28, as inserted by chapter 235, Laws of 1951, the following new subdivision: Placing Fill in Great Ponds.

29. *Artificial Fill.* No person, firm

Further amend said bill by striking out the word "chapter" where it occurs in the seventh line and also in the second line of section 31 as inserted by said bill, and inserting in place thereof the word, subdivision.

On motion of Senator McMeekin, the Senate voted to concur in the adoption of the amendments to the above entitled bill.

House Bill No. 249, An Act relative to the New Hampshire shore and beach preservation commission and Kingston State Park.

Amend the title of said bill by striking out the same and inserting in place thereof the following:

An Act relative to the New Hampshire shore and beach preservation commission and Kingston state park.

On motion of Senator Adams, the Senate voted to concur in the adoption of the amendments to the above entitled bill.

Senate Bill No. 32, An Act relative to the sale of narcotics to minors.

Amend said bill by striking out the first seven lines of section 1 and inserting in place thereof the following:

1. *Narcotics.* Amend chapter 256 of the Revised Laws (chapter 318, RSA) by inserting after section 50 as amended by section 4, chapter 258, Laws of 1947, and section 7, chapter 224, Laws of 1951, the following new section: 50-a. *Penalty, Sale to Minors.* Any person who shall violate the provisions of section 50 of this chapter by selling, exchanging, delivering, exposing for sale, giving away, or having in his possession or custody with intent to sell, exchange, deliver or give away any narcotic drug to a minor shall be imprisoned

On motion of Senator McMeekin, the Senate voted to concur in the adoption of the amendments to the above entitled bill.

Read and Referred

The following entitled bills, sent up from the House of Representatives, were read a first and second time, and referred:

To the Committee on Public Works:

House Bill No. 210, An Act relative to vacations for employees of the city of Manchester.

To the Committee on Finance:

House Bill No. 529, An Act making appropriations for the expenses of certain departments of the state for the year ending June 30, 1956.

House Bill No. 530, An Act making appropriations for the expenses of certain departments of the state for the year ending June 30, 1957.

Committee of Conference Discharged

On motion of Senator Powell, the Committee of Conference on Senate Bill No. 83, An Act relative to Colby Junior College Highway and Sutton Road, being unable to agree, the Committee on the part of the Senate was discharged, and the President appointed as members of the new Committee of Conference, Senator Colburn, District No. 12, and Senator Landers, District No. 10.

Special Order

Senator Cleveland called for the Special Order. It being consideration of the report, ought to pass, of the Committee

on Public Health on Senate Bill No. 96, An Act providing for referendum vote on the use of fluorides in public water supplies.

Question being on the report of the Committee, Ought to pass.

Senator Cleveland moved that the bill, with the accompanying report, be indefinitely postponed.

(Discussion ensued)

Senator Cleveland spoke in favor of the motion.

Senators Daniel, Powell, English, McMeekin and Smalley spoke against the motion.

On a *viva voce* vote, the negative prevailed.

Senator Cleveland requested a division.

Seven Senators having voted in the affirmative, and thirteen Senators having voted in the negative, the negative prevailed, and the motion to indefinitely postpone was lost.

Question being, Shall the report of the committee, ought to pass, be adopted?

On a *viva voce* vote, the affirmative prevailed, and the report was adopted.

Senator Cleveland offered the following amendment, and moved its adoption:

Amend section 1 of the bill by striking out the word "permitted" in line 18 of the bill and inserting in place thereof the word, provided.

(Discussion ensued)

On a *viva voce* vote, the Chair was in doubt and requested a division.

Six Senators having voted in the affirmative, and fifteen Senators having voted in the negative, the negative prevailed, and the amendment was not adopted.

Senator Cleveland offered the following amendment, and moved its adoption:

Amend the bill by adding the word, chlorine, after the word fluorine wherever it appears in section 1.

(Discussion ensued)

On a *viva voce* vote, the negative prevailed, and the amendment was not adopted.

Senator Landers moved the previous question.

It being, Shall the main question now be put?

On a *viva voce* vote, the affirmative prevailed, and the main question was considered.

Question being, Shall the bill be ordered to a third reading?

On a *viva voce* vote, the affirmative prevailed, and the bill was ordered to a third reading this afternoon at 2:00 o'clock.

On motion of Senator Matthews, the rules of the Senate were so far suspended as to permit all business in order for this afternoon at 2:00 o'clock to be made in order at the present time, and that when the Senate adjourns today, it be to meet next Tuesday morning at 11:00 o'clock.

Third Readings of Bills

The following entitled bills were read a third time, and passed:

Senate Bill No. 41, An Act to provide assistance for education in the academies, seminaries of learning, colleges and other educational institutions of this state.

Senate Bill No. 96, An Act providing for referendum vote on the use of fluorides in public water supplies.

Senate Bill No. 119, An Act concerning investments by savings banks.

House Bill No. 509, An Act relating to deposits by the state treasurer.

House Bill No. 534, An Act legalizing certain meetings of the town of Seabrook.

Senator Daniel moved that the Senate re-consider its vote whereby it passed:

Senate Bill No. 96, An Act providing for referendum vote on the use of fluorides in public water supplies.

On a *viva voce* vote, the negative prevailed, and the motion to re-consider was lost.

On motion of Senator Caron, the Senate adjourned.

TUESDAY, JULY 5, 1955

The Senate met according to adjournment.

Introduction of Guests

The President welcomed to the Senate Mr. John W. Landers of Westfield, Mass., who was the guest of his mother, Senator Landers, District No. 10. Also, Mrs. Powell, the wife of Senator Powell, District No. 9. Also, Mrs. Polly Phillips and Mr. Victor Royall, who were the guests of Senator English, District No. 11. Also, Mr. Richard Plumer, the son of Representative Bowdoin Plumer of Bristol, who was the guest of Senator Matthews, District No. 5.

Leave of Absence

Senator Ainsworth, District No. 8, was granted leave of absence for the day, on account of important business.

Committee Reports

Senator O'Malley, for the Committee on Ways and Means, to whom was referred:

Senate Bill No. 118, An Act relating to the school district of the town of Rye.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at 2:00 o'clock.

Senator Caron, for the Committee on Finance, to whom was referred:

House Bill No. 172, An Act relative to mileage rate for state employees using private cars.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass:

Amend sections 1 and 2 of said bill by striking out the same and inserting in place thereof the following:

1. *State Officials and Employees.* State officials and employees using private cars in the conduct of official state business shall be reimbursed for mileage at the following rates, based on the number of miles travelled in any one fiscal year: For the first 12,000 miles seven cents per mile, for the next

6,000 miles six cents per mile, and for all miles in excess of 18,000 miles five cents per mile.

2. *Appropriations.* The sum of fifty-nine thousand, five dollars, and twenty-one cents, or so much as may be necessary, is hereby appropriated for the various departments of the state for the additional mileage allowances provided herein, for the fiscal year ending June 30, 1956, and the sum of fifty-seven thousand six hundred and fifty dollars and ninety-eight cents, or so much as may be necessary for said purposes, is hereby appropriated for the fiscal year ending June 30, 1957. Of the above sum for the fiscal year ending June 30, 1956 the sum of twenty-six thousand eight hundred and ninety-six dollars and ninety-eight cents shall be a charge on the general funds and of said sum the sum of five thousand one hundred and seventy-four dollars and twenty-six cents shall be transferred to the special fund for the department of public welfare; the balance of said appropriation for said fiscal year shall be a charge upon the so-called self-sustaining funds and/or federal funds. Of the above sum for the fiscal year ending June 30, 1957, the sum of twenty-seven thousand, one hundred and forty-two dollars and eighteen cents shall be a charge on the general funds and of said sum the sum of five thousand one hundred and seventy-four dollars and twenty-six cents shall be transferred to the special fund for the department of public welfare; the balance of said appropriation for said fiscal year shall be a charge upon the so-called self-sustaining funds and/or federal funds. The governor is hereby authorized to draw his warrants for the sums hereby appropriated.

The report was accepted, amendment adopted, and the bill as amended was ordered to a third reading this afternoon at 2:00 o'clock.

Introduction of Senate Bills

Senator Cleveland introduced the following entitled bill, which was read a first and second time, laid upon the table to be printed, and referred:

To the Committee on Transportation:

Senate Bill No. 120, An Act increasing registration fees for motor vehicles of heavy weights.

Senator English introduced the following entitled bill,

which was read a first and second time, laid upon the table to be printed, and referred:

To the Committee on Judiciary:

Senate Bill No. 123, An Act providing for the election of county commissioners from the commissioner districts of Hillsborough County.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bills and joint resolutions, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 257, An Act relative to the change of designation of the deputy director of recreation and to the salary of said office.

House Bill No. 362, An Act relative to dredging Hampton Harbor, protection of shore at Boar's Head in the town of Hampton, and a study of seacoast erosion problems.

House Bill No. 532, An Act to provide for cumulative pocket supplements to Revised Statutes Annotated.

House Joint Resolution No. 35, Joint Resolution in favor of the Y. D. National Convention.

House Joint Resolution No. 52, Joint Resolution relative to purchase of boat for the fish and game department.

The message further stated that the House of Representatives has voted to concur with the Honorable Senate in its amendments to the following entitled bills:

House Bill No. 337, An Act increasing the membership of the Fish and Game Commission.

House Bill No. 515, An Act relative to transfer of liquor licenses and beverage permits to clubs in certain cases.

The message further stated that the House of Representatives has voted to adopt the report of the Committee of Conference to the following entitled bill:

Senate Bill No. 68, An Act relative to the salaries of the board of public works and the justice of the municipal court of the city of Laconia.

The message further stated that the House of Representatives has voted to concur with the Honorable Senate in the passage of the following entitled bill, sent down from the Honorable Senate:

Senate Bill No. 97, An Act relative to the establishment of a centralized bureau for the reproduction of state documents.

Read and Referred

The following entitled bill was read a first and second time, and referred:

To the Joint Committee on Resources, Recreation and Development and Finance:

House Bill No. 257, An Act relative to the change of designation of the deputy director of recreation and to the salary of said office.

To the Committee on Public Works:

House Bill No. 362, An Act relative to dredging Hampton Harbor, protection of shore at Boar's Head in the town of Hampton and a study of seacoast erosion problems.

To the Committee on Judiciary:

House Bill No. 532, An Act to provide for cumulative pocket supplements to Revised Statutes Annotated.

To the Committee on Finance:

House Joint Resolution No. 35, Joint Resolution in favor of the Y.D. National Convention.

House Joint Resolution No. 52, Joint Resolution relative to purchase of boat for the fish and game department.

Engrossed Bills

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled Senate and House bills:

Senate Bill No. 32, An Act relative to the sale of narcotics to minors.

House Bill No. 189, An Act relating to the placing of fill in great ponds.

House Bill No. 249, An Act relative to the New Hampshire shore and beach preservation commission and Kingston state park.

House Bill No. 331, An Act relative to protection of public water supply.

House Bill No. 374, An Act relating to assistance to municipalities by tax commission in appraising taxable property.

House Bill No. 475, An Act relative to salaries of various county officials of Belknap, Cheshire, Coos, Grafton, Merrimack and Strafford counties.

House Bill No. 509, An Act relating to deposits by the state treasurer.

House Bill No. 515, An Act relative to transfer of liquor licenses and beverage permits to clubs in certain cases.

House Bill No. 534, An Act legalizing certain meetings of the town of Seabrook.

NORMAN A. McMEEKIN,
For the Committee.

On motion of Senator Matthews, the rules of the Senate were so far suspended as to permit all business in order for this afternoon at 2:00 o'clock to be made in order at the present time.

Third Reading of Bills

The following entitled bills were read a third time, and passed:

Senate Bill No. 118, An Act relating to the school district of the town of Rye.

House Bill No. 172, An Act relative to mileage rate for state employees using private cars.

On motion of Senator English, the Senate adjourned.

WEDNESDAY, JULY 6, 1955

The Senate met according to adjournment.

Introduction of Guests

The President welcomed to the Senate, Mrs. Lane Dwinell, the wife of Governor Lane Dwinell, the First Lady of the State, and her companion, Mrs. Matthew Warren of Concord, the wife of the Rector of St. Paul's School.

Introduction of Senate Bills

Senator Ferguson introduced the following entitled bill, which was read a first and second time, laid upon the table to be printed, and referred:

To the Committee on Labor:

Senate Bill No. 124, An Act relative to safety regulations for commercial establishments and to workmen's compensation agreements.

Senator Colburn introduced the following entitled bill, which was read a first and second time, laid upon the table to be printed, and referred:

To the Committee on Transportation:

Senate Bill No. 125, An Act relative to the operation of motor vehicles by minors under the age of eighteen years.

Senator McMeekin introduced the following entitled bill, which was read a first and second time, laid upon the table to be printed, and referred:

To the Committee on Finance:

Senate Bill No. 126, An Act relative to mileage allowances for legislative officers and employees.

Committee Reports

Senator O'Malley, for the Committee on Judiciary, to whom was referred:

Senate Bill No. 121, An Act relative to salaries of court stenographers.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at 2:00 o'clock.

Senator O'Malley, for the Committee on Judiciary, to whom was referred:

Senate Bill No. 114, An Act relative to borrowing by school districts.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass.

Amend the title of said bill by striking out the same and inserting in place thereof the following:

An Act to amend the municipal finance act relative to borrowing for school purposes.

Amend section 4-b of chapter 72 of the Revised Laws as inserted by section 1 of said bill by striking out the same and inserting in place thereof the following:

4-b. *Debt Limit; Determination.* (a) The debt limitations hereinbefore prescribed, except for counties, shall be based upon the applicable last locally assessed valuation of the municipality as last equalized by the tax commission and determined as of the date upon which the municipality votes to authorize the issuance of bonds or notes plus the average assessed valuation of the growing wood and timber therein for the years 1944 through 1948 inclusive as determined by the tax commission under section 18 of chapter 79-A of the Revised Laws as inserted by chapter 295 of the Laws of 1949 and as amended by section 6, chapter 12, Laws of 1951. (b) Whenever several municipalities possessing the power to incur debt cover or extend over identical territory, each such municipal corporation shall so exercise the power to increase its debts under the foregoing limitations that the aggregate net indebtedness of such municipal corporations shall not exceed seven and twenty-five hundredths (7.25) percent of the valuation of the taxable property as hereinbefore determined. (c) A written certificate of the tax commission, signed by any member thereof, shall be conclusive evidence of the base valuation of municipalities for computing debt limits hereunder.

On motion of Senator Cleveland, the reading of the amendment was dispensed with.

The report was accepted, amendment adopted, and the bill as amended was ordered to a third reading this afternoon at 2:00 o'clock.

(Senator Cleveland in the Chair)

Senator Caron, for the Committee on Finance, to whom was referred:

House Bill No. 489, An Act relative to registration and re-registration of partnerships.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at 2:00 o'clock.

Senator Keller, for the Committee on Public Health, to whom was referred:

Senate Bill No. 70, An Act relative to membership of the cancer commission.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass.

Amend section 3 of said bill by striking out the same and inserting in place thereof the following:

3. *Takes Effect.* This act shall take effect as of July 1, 1960, providing that the governor may anticipate, by not more than ninety days, and fill the vacancies created by this act, providing the new appointees shall not take office until July 1, 1960.

The report was accepted, amendment adopted, and the bill as amended was ordered to a third reading this afternoon at 2:00 o'clock.

Senator Daniel, for the Committee on Public Works, to whom was referred:

House Bill No. 174, An Act providing funds for highway improvement.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted, and the bill was referred to the Committee on Finance under the rules.

Senator Daniel, for the Committee on Public Works, to whom was referred:

House Bill No. 210, An Act relative to vacations for employees of the city of Manchester.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at 2:00 o'clock.

On motion of Senator Matthews, the rules of the Senate were so far suspended as to permit the introduction of a committee report not previously advertised in the Journal.

Senator O'Malley, for the Committee on Judiciary, to whom was referred:

House Bill No. 532, An act to provide for cumulative pocket supplements to Revised Statutes Annotated.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted, and the bill was referred to the Committee on Finance under the rules.

(Senator Perkins assumed the Chair)

Senator Keller, for the Committee on Public Health, to whom was referred:

Senate Bill No. 115, An Act amending Chapter 17, Section 18 of the Revised Laws of 1942 relating to certificates required in committing a patient to the State Hospital

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted.

On motion of Senator Smalley, the above entitled bill with the accompanying report was recommitted to the Committee on Public Health.

On motion of Senator Ainsworth, the rules of the Senate were so far suspended as to permit the introduction of a committee report not previously advertised in the Journal.

Senator O'Malley, for the Committee on Ways and Means, to whom was referred:

House Bill No. 307, An Act to increase the salaries of the County Commissioners, the County Sheriff, and the County Solicitor of Hillsborough County.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass.

Amend the title of said bill by striking out the same and inserting in place thereof the following:

An Act to increase the salaries of the county commissioners of Hillsborough county.

Amend said bill by striking out sections 2 and 3 and by renumbering section 4 to read section 3.

The report was accepted.

(Discussion ensued)

On motion of Senator Ainsworth, the above entitled bill with the accompanying report was laid upon the table.

Bill Recalled from the Governor

On motion of Senator Smalley, the following resolution was adopted:

Resolved, That His Excellency, the Governor, be requested to return to the Senate for further consideration, House Bill No. 328, An Act to change the name of the Board of Nurse Examiners and to increase the fees for nurse registration.

Bill Returned from the Governor

Pursuant to the above resolution, His Excellency, the Governor, returned House Bill No. 328, An Act to change the name of the Board of Nurse Examiners and to increase the fees for nurse registration.

On motion of the same Senator, the rules were so far suspended as to allow a reconsideration of the vote on the above entitled bill.

On motion of the same Senator, the Senate voted to reconsider its vote whereby the bill passed.

On motion of the same Senator, the Senate voted to reconsider its vote whereby the bill was ordered to a third reading, and the bill was recommitted to the Joint Committee on Public Health and Education.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bills and joint resolutions, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 382, An Act relative to cooperative school districts.

House Bill No. 448, An Act relative to the appeal board in public construction contracts, providing for a deputy labor commissioner, and relative to board of arbitration.

House Joint Resolution No. 6, Joint Resolution providing an appropriation for works of improvement on small water-sheds.

House Joint Resolution No. 10, Joint Resolution in favor of the New Hampshire Veterans' Association.

House Joint Resolution No. 27, Joint Resolution to continue and extend the study of groundwater resources within the state.

House Joint Resolution No. 28, Joint Resolution to provide for a cooperative aerial geophysical survey of portions of the State of New Hampshire.

House Joint Resolution No. 49, Joint Resolution relative to a road in Fitzwilliam and providing for a study of access highways to state reservations.

The message further stated that pursuant to the request of the Honorable Senate for a new Committee of Conference on the following entitled bill:

Senate Bill No. 83, An Act relative to Colby Junior College Highway and Sutton Road.

The Speaker has appointed as members of such new Committee on the part of the House, the Messrs. Bradley of Hanover, Remick of Tamworth, and Mrs. Reney of Grantham.

The message further stated that the House of Representatives has voted to accede to the request for a Committee of Conference on:

Senate Bill No. 31, An Act relative to manufacture or sale of sling shots, black jacks, etc.

The Speaker has appointed as member of such committee on the part of the House, the Messrs. Rainie of Concord, Pillsbury of Sandown, and Skinner of Alton.

The message further stated that the House of Representatives has voted to concur with the Honorable Senate in the passage of the following entitled bill, sent down from the Honorable Senate:

Senate Bill No. 108, An Act relative to interest refunds to members of credit unions.

Read and Referred

The following entitled bills and joint resolutions, sent up

from the House of Representatives, were read a first and second time, and referred:

To the Committee on Education:

House Bill No. 382, An Act relative to cooperative school districts.

To the Committee on Labor:

House Bill No. 448, An Act relative to the appeal board in public construction contracts, providing for a deputy labor commissioner, and relative to board of arbitration.

To the Committee on Resources, Recreation and Development:

House Joint Resolution No. 6, Joint Resolution providing an appropriation for works of improvement on small watersheds.

House Joint Resolution No. 27, Joint Resolution to continue and extend the study of groundwater resources within the state.

House Joint Resolution No. 28, Joint Resolution to provide for a cooperative aerial geophysical survey of portions of the State of New Hampshire.

To the Committee on Military and Veterans' Affairs:

House Joint Resolution No. 10, Joint Resolution in favor of the New Hampshire Veterans' Association.

To the Committee on Public Works.

House Joint Resolution No. 49, Joint Resolution relative to a road in Fitzwilliam and providing for a study of access highways to state reservations.

Special Order

Senator Lamontagne called for the Special Order.

It being, Shall the recommendation of the Committee on Public Health, inexpedient to legislate, be adopted in connection with:

Senate Bill No. 107, An Act relative to qualifications for membership on the commission of pharmacy and practical chemistry.

At the request of Senator Matthews, the President declared a two minute recess.

(Recess)

The Senate re-assembled.

On motion of Senator Matthews, the above entitled bill with the accompanying report was recommitted to the Committee on Public Health for further consideration.

On motion of Senator Matthews, the rules of the Senate were so far suspended as to permit all business in order for this afternoon at 2:00 o'clock to be made in order at the present time.

Third Reading of Bills

The following entitled bills were read a third time, and passed:

Senate Bill No. 114, An Act relative to borrowing by school districts.

Senate Bill No. 121, An Act relative to salaries of court stenographers.

House Bill No. 210, An Act relative to vacations for employees of the city of Manchester.

House Bill No. 489, An Act relative to registration and re-registration of partnerships.

The following entitled bill was read a third time.

Senate Bill No. 70, An Act relative to membership of the cancer commission.

Question being, Shall the bill pass?

Senator Packard moved that further consideration of the above entitled bill be indefinitely postponed.

(Discussion ensued)

Senators Packard, Matthews, and Perkins spoke in favor of the motion.

Senators Ferguson, Landers, and Cleveland spoke against the motion.

(Senator McMeekin in the Chair)

Senator Caron moved the previous question.

It being, Shall the main question now be put?

On a *viva voce* vote, the affirmative prevailed, and the main question was ordered.

Question being, Shall further consideration of the above entitled bill be indefinitely postponed?

On a *viva voce* vote, the negative prevailed.

Senator Ferguson requested a division.

(Senator Perkins in the Chair)

Thirteen Senators having voted in the affirmative, and nine Senators having voted in the negative, the affirmative prevailed, and the bill was indefinitely postponed.

On motion of Senator Daniel, the Senate voted to reconsider the vote on Senate Bill No. 70, An Act relative to membership of the cancer commission.

On a *viva voce* vote, the negative appeared to prevail.

Senator Cleveland requested a division on the above motion.

Eight Senators having voted in the affirmative, and twelve Senators having voted in the negative, the negative prevailed, and the motion to reconsider was lost.

Resolution

On motion of Senator Lamontagne, the following resolution was adopted:

Resolved, That the Senate extend to Senator Louis W. Paquette their heartiest congratulations on the occasion of his sixty-sixth birthday, and that when the Senate adjourns today, it be in honor of Senator Paquette.

On motion of Senator Landers, the Senate adjourned, in honor of Senator Louis W. Paquette.

THURSDAY, JULY 7, 1955

The Senate met according to adjournment.

Introduction of Guests

The President welcomed to the Senate three ladies from the Portsmouth area. They were Mrs. Harry H. Foote, the wife of the Senator from the 24th District, his niece, Mrs. Zyltha Taccette and his niece, Mrs. Gwendolene Sanderson, all the guests of Senator Foote, District No. 24.

Introduction of Senate Bill

Senator Packard introduced the following entitled bill, which was laid upon the table to be printed, and referred:

To the Committee on Public Works:

Senate Bill No. 127, An Act relative to layout of limited access highways.

Committee Reports

Senator Washburn, for the Committee on Labor, to whom was referred:

House Bill No. 349, An Act relative to hourly wage for employees.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass.

Amend section 25 of chapter 213, as inserted by section 1 of said bill by striking out the word "seventy-five" and inserting in place thereof the word, seventy, by striking out the word "sixty-five" and inserting in place thereof the word, sixty, and by inserting at the end of the first sentence the words, and this limitation shall not apply to employees of hospitals organized as non profit corporations, so that said section as amended shall read as follows:

25. *Limitations.* No person, firm or corporation shall employ any employee at a rate of less than seventy cents per hour, provided that this limitation shall not apply to employees engaged in household labor, domestic labor, farm labor, outside salesmen, summer camps for minors, restaurants, hotels, inns and cabins; and provided this limitation shall not apply to employees engaged as newsboys or golf caddies, and this limitation shall not apply to employees of hospitals organized as non profit corporations. Further provided that no person, firm or corporation shall employ any employee as usher at a theatre or pin boy at a bowling alley, at a rate of less than sixty cents per hour.

Amend section 26 of said chapter 213 as inserted by section 1 of said bill by striking out the word "sixty" and inserting in place thereof the word, fifty-five, so that said section as amended shall read as follows:

26. *Special Authorization in Certain Cases.* A person with less than six months' experience in an occupation, or a person whose earning capacity is impaired by age, or physical or mental deficiency, may be paid not less than fifty-five cents per hour upon application to and authorization from the commissioner of labor.

The report was accepted, amendment adopted, and the bill as amended was ordered to a third reading this afternoon at 2:00 o'clock.

Committee of Conference Reports

The Committee of Conference, to whom was referred House Bill No. 415, An Act relative to neglect of husband or father to support wife and children and neglect of mother, having considered the same, report the same with the following recommendations:

That the House recede from its position of non-concurrence and the Senate recede from its position in adopting its amendment and that the following amendment be adopted by the House and Senate:

Amend the title of said bill by inserting at the end thereof the words, and relative to temporary court orders in annulment proceedings and divorces, so that said title as amended shall read as follows:

An Act relative to neglect of husband or father to support wife and children and neglect of mother, and relative to temporary court orders in annulment proceedings and divorces.

Amend said bill by inserting after section 2 the following new sections:

3. *Separate Maintenance.* Amend section 14, chapter 339 of the Revised Laws as amended by chapter 240, Laws of 1949 (section 16, chapter 458, RSA) by inserting after the word "divorce" in the first line the words, annulment or a decree of nullity, so that said section as amended shall read as follows: 14. *Temporary Orders.* After the filing of a libel for divorce, annulment or a decree of nullity, the superior court, or any justice thereof, may restrain either party from imposing any restraint upon the person or liberty of the other, or from entering the tenement wherein the other resides during the pendency of the libel and, during such pendency, may order a temporary allowance to be paid for the support of the other, and may make such orders respecting the custody and maintenance of the minor children of the parties as shall be deemed expedient and for the benefit of the children.

4. *Orders in Cases of Out of State Divorce.* Amend chapter 339 of the Revised Laws by inserting after section 16 (section 19, chapter 458, RSA) the following new section: 16-a. *Alimony and Support.* The superior court shall have jurisdiction to make such orders or temporary orders of alimony to a divorced wife or of support to the children of divorced parents

as justice shall require in cases where the decree of divorce was not granted in this jurisdiction, even though said divorce decree makes provision for alimony and support, provided the wife and the children are domiciled in this jurisdiction and the husband is served with process in this jurisdiction.

Further amend said bill by renumbering section 3 to read section 5.

MARGARET B. DELUDE,
WM. D. CRAIG, Jr.,
FRANCIS F. FAULKNER,

Conferees on the Part of the House.

JAMES C. CLEVELAND,
THOMAS B. O'MALLEY,

Conferees on the Part of the Senate.

On motion of Senator Cleveland, the reading of the amendments was dispensed with.

On motion of the same Senator, the Senate voted to adopt the Committee of Conference report on the above entitled bill.

The Committee of Conference, to whom was referred House Bill No. 245, An Act dividing Grafton county into commissioner districts.

Having considered the same, reported the same with the following recommendation:

That the Senate recede from its position in adopting its amendment, that the House recede from its position of non-concurrence, and that the following amendment be adopted:

Amend said bill by striking out all after the enacting clause and inserting in place thereof the following:

1. *Grafton County.* Amend section 1 of chapter 45 of the Revised Laws (section 1, chapter 64, RSA) by striking out said section and inserting in place thereof the following: 1. *Election: Term.* There shall be chosen at each biennial election, by ballot, by the inhabitants of the several towns in each county qualified to vote for state senators, a sheriff, a county solicitor, a county treasurer, a register of deeds, a register of probate and three county commissioners, each of whom shall take office on January first next succeeding his election, and shall hold the same for two years and until his successor is chosen and qualified, provided, however, that in

the county of Grafton the inhabitants of the several towns in each of the commissioner districts, so qualified, shall choose at said election one commissioner for the district.

2. *Commissioner Districts.* Amend chapter 45 of the Revised Laws, (chapter 64, RSA) by inserting after section 1 the following new section: 1-a. *Election.* The county of Grafton is divided into three districts for the purpose of choosing county commissioners and each district is entitled to elect one commissioner. The districts for said county shall be formed and limited in manner following: District 1: Canaan, Dorchester, Enfield, Grafton, Hanover, Lebanon, Livermore, Lyme, Orford, Orange and Piermont; District 2: Bath, Benton, Bethlehem, Easton, Franconia, Haverhill, Landaff, Lisbon, Littleton, Lyman and Monroe; District 3: Alexandria, Ashland, Bridgewater, Bristol, Campton, Ellsworth, Groton, Hebron, Holderness, Lincoln, Plymouth, Rumney, Thornton, Warren, Waterville, Wentworth and Woodstock.

3. *Qualifications.* Amend section 2 of chapter 45 of the Revised Laws (section 2, chapter 64, RSA) by striking out said section and inserting in place thereof the following: 2. *Eligibility.* No person is eligible to the office of sheriff, county solicitor, county treasurer, register of deeds, register of probate, or county commissioner unless he is a resident of the county for which he is chosen, and, in the case of the county commissioners of the county of Grafton unless he is a resident of the district for which he is chosen. No person shall hold two of said offices at the same time, and the acceptance of one of them shall be a resignation of the others.

4. *Takes Effect.* This act shall take effect for the nomination and election of Grafton county commissioners at the biennial election in 1956, but nothing herein shall be construed as affecting the term of office or the qualifications of county commissioners in office at the time the act takes effect.

NORMAN A. McMEEKIN,
ARCHIBALD H. MATTHEWS,
Conferees on the Part of the Senate.

BOWDOIN PLUMER,
EDA C. MARTIN,
Conferees on the Part of the House.

On motion of Senator McMeekin, the Senate voted to adopt the report of the Committee of Conference on the above entitled bill.

Engrossed Bills

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled House bills:

House Bill No. 337, An Act increasing the membership of the fish and game commission, and relating to the term of the fish and game director.

House Bill No. 527, An Act relative to sales of armories.

House Bill No. 531, An Act relative to the salary of the associate justice of the Somersworth municipal court.

IRENE W. LANDERS,
For the Committee.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bills and joint resolutions, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 36, An Act to provide recognition of the war service of residents in this state who served in the armed forces of the United States during the Korean conflict.

House Bill No. 146, An Act to control motor vehicle and machinery junk yards and public dumps.

House Bill No. 380, An Act providing for liens in favor of hospitals.

House Joint Resolution No. 4, Joint Resolution relative to a study of multiple use of the Lake Massabesic Region.

House Joint Resolution No. 17, Joint Resolution relating to Teachers' Retirement System study.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in the passage of the following entitled bills, sent down from the Honorable Senate:

Senate Bill No. 66, An Act creating an industrial authority.

Senate Bill No. 92, An Act relative to authority of towns to enter into collective bargaining contracts with labor unions.

Senate Bill No. 111, An Act relative to nature of the tax on tobacco products.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its amendments to the following entitled bill:

House Bill No. 172, An Act relative to mileage rate for state employees using private cars.

The message further stated that the House of Representatives had voted to adopt the amendments offered by the Committee on Engrossed Bills, to the following Senate bills, in the adoption of which amendments the House of Representatives asks the concurrence of the Honorable Senate:

Senate Bill No. 97, An Act relative to the establishment of a centralized bureau for the reproduction of state documents.

Amend section 2 of said bill by striking out the same and inserting in place thereof the following:

2. *Rules and Regulations.* If such a bureau is established the governor may make rules and regulations relative to the reproduction of forms, letters, papers, reports and the like by said bureau.

Amend the first sentence of section 5 by striking out the words "original documents" and inserting in place thereof the words, forms, letters, papers, reports and the like, so that said sentence as amended shall read as follows:

The governor is authorized to transfer to the bureau so established any equipment belonging to any department or agency used in the mimeographing, photostating, multilithing, microfilming or by any other method of reproducing forms, letters, papers, reports and the like, except in cases where such transfer would affect the receipt of federal aid to such department or agency.

On motion of Senator McMeekin, the Senate voted to concur in the adoption of the amendments to the above entitled bill.

The message further stated that the House of Representatives concurs with the Honorable Senate in the passage of the following entitled bill, with amendment, in the passage of which

amendment the House of Representatives asks the concurrence of the Honorable Senate:

Senate Bill No. 36, An Act abolishing the New Hampshire tri-state commission and transferring its duties to the Legislative Council.

Amend the title of said bill by striking out the same and inserting in place thereof the following:

An Act abolishing the New Hampshire tri-state commission and transferring its duties to the legislative council.

Amend said bill by striking out all after the enacting clause and inserting in place thereof the following:

1. *Commission.* The New Hampshire Tri-State Commission constituted by chapter 198, Laws of 1953, is hereby abolished and the terms of office of the commissioners in office when this act takes effect shall expire as of the said date. Sections 1, 2, 3 and 4 of chapter 198, Laws of 1953 are hereby repealed.

2. *Transfer of Powers and Duties.* All powers and duties of the tri-state commission, as set forth in section 5, chapter 198, Laws of 1953, together with all records are hereby transferred to the legislative council.

3. *Funds.* Amend section 6 of chapter 198, Laws of 1953 by striking out said section and inserting in place thereof the following:

6. *Appropriation; Expenditures.* The sum of two thousand dollars is hereby appropriated for the use of the legislative council to carry out the provisions of section 5. The appropriation hereunder shall be a continuing appropriation and shall not lapse. The sum hereby appropriated may be used for necessary clerical expenses and supplies and for reimbursement for mileage for members of the council while attending any meeting of the council for discussion of tri-state matters.

4. *Takes Effect.* This act shall take effect upon its passage.

On motion of Senator Packard, the Senate refused to concur in the adoption of the amendment to the above entitled bill, and asked that a Committee of Conference be appointed.

Pursuant to the above, the President appointed as members of such committee on the part of the Senate, Senator Packard, District No. 16 and Senator English, District No. 11.

Read and Referred

The following entitled bills, sent up from the House of Representatives, were read a first and second time, and referred:

To the Committee on Military and Veterans' Affairs:

House Bill No. 36, An Act to provide recognition of the war service of residents of this state who served in the armed forces of the United States during the Korean conflict.

To the Committee on Judiciary:

House Bill No. 146, An Act to control motor vehicle and machinery junk yards and public dumps.

To the Joint Committee of Banks and Insurance and Public Health:

House Bill No. 380, An Act providing for liens in favor of hospitals.

To the Committee on Resources, Recreation and Development:

House Joint Resolution No. 4, Joint Resolution relative to a study of multiple use of the Lake Massabesic Region.

To the Joint Committee of Education and Labor:

Joint Resolution No. 17, Joint Resolution relating to Teachers' Retirement System Study.

The President requested the Sergeant-at-Arms to escort the Honorable Speaker of the House of Representatives, Charles Griffin, to the rostrum.

Taken from the Table

On motion of Senator McMeekin, House Bill No. 307, An Act to increase the salaries of the County Commissioners, the County Sheriff and the County Solicitor of Hillsborough County, was taken from the table.

Question being on the adoption of the amendments to the above entitled bill offered by the Committee on Ways and Means.

On a *viva voce* vote, the affirmative prevailed.

The amendment was adopted, and the bill as amended was ordered to a third reading this afternoon at 2:00 o'clock.

On motion of Senator Matthews, the rules of the Senate were so far suspended as to permit all business in order for this afternoon at 2:00 o'clock to be made in order at the present time, and that when the Senate adjourns today, it be to meet next Tuesday morning at 11:00 o'clock.

Third Reading of Bills

The following entitled bills were read a third time, and passed:

House Bill No. 307, An Act to increase the salaries of the County Commissioners of Hillsborough County.

House Bill No. 349, An Act relative to hourly wage for employees.

On motion of Senator Foote, the Senate adjourned.

TUESDAY, JULY 12, 1955

The Senate met according to adjournment.

Leave of Absence

Senator Landers was granted leave of absence for the day on account of illness.

Introduction of Guests

The President welcomed to the Senate, Mr. John Smith, Mrs. Evelyn Smith and Miss Janice Smith, all of Berlin, who were the guests of Senator Lamontagne, District No. 1. Also, Mrs. Norman M. McMeekin, the wife of Senator McMeekin, District No. 3, who was the guest of that Senator. Also, Mrs. Evelyn Phillips of Contoocook and Mr. and Mrs. Morris Gilbert of New York, who were the guests of Senator English, District No. 11. Also, Reverend and Mrs. Fred Stafford of London, England; Reverend Stafford being the exchange Pastor of the First Parish Church, Congregationalist, Dover, with Mr. and Mrs. Harry Farnham of Dover, all being the guests of Senator Smalley, District No. 21.

Introduction of Senate Bills

Senator Landers introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred to the Committee on Education:

Senate Bill No. 128, An Act relative to the effective date of an act relative to school tuition.

On motion of Senator Adams, the printing and reference to committee on the above entitled bill were dispensed with.

On further motion of the same Senator, the rules of the Senate were so far suspended as to place the above entitled bill on its third reading and final passage at the present time.

Senator Cleveland desired to be recorded as voting against the above motion.

Senator Powell introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred to the Committee on Judiciary:

Senate Bill No. 129, An Act relative to powers of the superior court on the immunity of witnesses.

On motion of Senator Cleveland, the Senate voted that the order whereby the above entitled bill was referred to the Committee on Judiciary be vacated and that the bill be referred to the Judicial Council for their opinion and that their recommendation be returned to the Senate not later than Tuesday, July 19th.

The President instructed the Clerk to prepare the necessary letter of transmittal and certified copy of the above entitled bill for delivery to the Judicial Council.

Committee Reports

Senator Caron, for the Committee on Banks and Insurance, to whom was referred:

Senate Bill No. 113, An Act relative to the rate of tax on interest and dividends.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass.

Amend section 1 of the bill by striking out in line 4 the words "three and one half" and inserting in place thereof the

words, four and one half, so that said section as amended shall read as follows: 1. *Income Tax*. Amend section 1 of chapter 78 of the Revised Laws (section 1, chapter 77, RSA) by striking out said section and inserting in place thereof the following: 1. *Rate*. The annual tax upon incomes shall be levied at the rate of 4½%.

The report was accepted.

(Discussion ensued)

On a *viva voce* vote, the affirmative prevailed, the amendment was adopted, and the bill as amended was ordered to a third reading this afternoon at 2 o'clock.

Senator LaRoche, for the Committee on Fisheries and Game, to whom was referred:

House Bill No. 39, An Act relative to season for taking wild deer.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass.

Amend section 1 of said bill by striking out said section and inserting in place thereof the following:

1. *Wild Deer*. Amend section 3 of chapter 242 of the Revised Laws, as amended by chapter 191, Laws of 1943, chapter 168, Laws of 1945, chapter 268, Laws of 1949 and section 1, chapter 245, Laws of 1953 (section 2, chapter 208 RSA) by striking out said section and inserting in place thereof the following: 3. *Taking, Time*. Wild deer, outside game preserves, may be hunted and taken from one-half hour before sunrise to one-half hour after sunset, in the counties of Grafton, Coos and Carroll from November first to November thirtieth, and in all other counties in the state from December first to December twenty-first, except that no deer shall be hunted or taken at any time on any island or in any waters in lakes and ponds.

The report was accepted, amendment adopted, and the bill as amended was ordered to a third reading this afternoon at 2 o'clock.

Senator LaRoche, for the Committee on Fisheries and Game, to whom was referred:

House Bill No. 417, An Act relative to the sale of horned pout for resale, to fish and game licenses and to fishing in Upper Connecticut River.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass.

Amend said bill by striking out section 4 and inserting in place thereof the following:

4. *Upper Connecticut River.* Amend section 1 of chapter 177 of the Laws of 1953 (section 3, chapter 211 RSA) by striking out the words "the use of spinning rods and reels are hereby prohibited" so that said section as amended shall read as follows: 1. *Upper Connecticut River.* Notwithstanding regulations made by the director of fish and game, upper Connecticut river between Murphy dam and the highway bridge between Stratford and Maidstone shall be closed to all fishing except bait and fly fishing.

Further amend said bill by inserting after section 4 as hereinabove amended the following new section:

5. *Waters Open to Fly Fishing Only.* Amend section 1 of chapter 241 of the Revised Laws, as amended by chapter 9, Laws of 1949 (section 1, chapter 207 RSA), by striking out the definition of fly and inserting in place thereof the following: Fly: A hook dressed with feathers, hair, thread, tinsel or any similar material to which no spinner, spoon or similar device is added. In waters open to fly fishing only the use of a weight of any kind on the line in addition to the dressing on the hook is prohibited.

Further amend said bill by renumbering section 5 to read section 6.

The report was accepted, amendment adopted, and the bill as amended was ordered to a third reading this afternoon at 2:00 o'clock.

Majority-Minority Report

A Majority of the Committee on Ways and Means, to whom was referred:

Senate Bill No. 117, An Act amending Chapter 226 of the Session Laws of 1921.

Having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

BENJAMIN C. ADAMS,
HARRY H. FOOTE,
NORMAN A. PACKARD,
For a Majority of the Committee.

A Minority of the Committee on Ways and Means, to whom was referred:

Senate Bill No. 117, An Act amending Chapter 226 of the Session Laws of 1921.

Having considered the same, reported the same without amendment, and recommended its passage.

THOMAS B. O'MALLEY,
LOUIS W. PAQUETTE,
For a Minority of the Committee.

The reports were accepted.

Senator O'Malley moved that the report of the minority, ought to pass, be substituted for that of the majority, inexpedient to legislate.

(Discussion ensued)

Senators O'Malley and Packard spoke in favor of the motion.

On motion of Senator Lamontagne, the President declared a three-minute recess.

(Recess)

The Senate re-assembled.

Question being on the motion to substitute.

On a *viva voce* vote, the affirmative prevailed, and the report of the minority, ought to pass, was substituted for that of the majority, inexpedient to legislate.

Senator Packard offered the following amendment, and moved its adoption:

Amend section 1 of the bill by striking out in line 12, the words "two-thirds" and inserting in place thereof the word,

unanimous, so that said section as amended shall read as follows:

1. Amend chapter 226 of the Session Laws of 1921 by striking therefrom all of section 6 and inserting in place thereof the following new section: 6. The Finance Commission shall have general supervision over the expenditures of all money appropriated by said City and shall make such rules and regulations to govern purchases, sales, payments, fixing of salaries and wages, the letting of contracts by all City Departments, Committees, Boards, Trustees, Official or Agents, as they may deem necessary to insure economy and efficiency, provided, however, that in all cases where said Finance Commission disapproves any Resolution, Order or Ordinance, as adopted by the Board of Aldermen, appropriating funds or authorizing an expenditure of money, or the issuance of bonds or notes, or reduces the amount authorized thereby, said Board of Mayor and Aldermen shall have the power by unanimous affirmative vote of all the Aldermen elected, to over-ride their vote in such cases.

(Discussion ensued)

Senators Packard and Daniel spoke in favor of the adoption of the amendment.

Senators O'Malley and Caron spoke against the adoption of the amendment.

On a *viva voce* vote, the Chair was in doubt and requested a division.

On this vote, Senator Caron demanded a roll call.

The Clerk proceeded to call the roll.

The following named Senators voted in the affirmative: O'Brien, Matthews, Powell, English, Colburn, Ferguson, Packard, Daniel, Adams, Merrill and Foote.

The following named Senators voted in the negative: Lamontagne, McMeekin, Washburn, Keller, Cleveland, Ainsworth, Paquette, Caron, O'Malley, LaRoche and Smalley.

Eleven Senators having voted in the affirmative, and eleven Senators having voted in the negative, the amendment was not adopted.

Senator Packard moved that further consideration of the above entitled bill be indefinitely postponed.

(Discussion ensued)

Senators Packard and Adams spoke in favor of the motion.

Senators O'Malley, Ferguson, Cleveland and McMeekin spoke against the motion.

On motion of Senator Packard, the President declared a three-minute recess.

(Recess)

The Senate re-assembled.

Senator Packard moved that the above entitled bill be laid upon the table.

On a *viva voce* vote, the negative prevailed and the motion was lost.

Question being on the motion to indefinitely postpone.

On the same question, Senator O'Malley demanded a roll call.

The Clerk proceeded to call the roll.

The following named Senators voted in the affirmative: O'Brien, Matthews, Ainsworth, Powell, English, Colburn, Packard, Daniel, Adams, Merrill and Foote.

The following named Senators voted in the negative: Lamontagne, McMeekin, Washburn, Keller, Cleveland, Paquette, Ferguson, Caron, O'Malley, LaRoche and Smalley.

Eleven Senators having voted in the affirmative, and eleven Senators having voted in the negative, the motion did not prevail.

Senator Ferguson offered the following amendment, and moved its adoption:

Amend section 1 of the bil by striking out in line 12 the words "two-thirds affirmative vote of all the Aldermen elected" and inserting in place thereof the words, unanimous affirmative vote of all aldermen present and voting.

(Discussion ensued)

Senator Adams moved that the above entitled bill with pending amendment be made a Special Order of business for tomorrow morning at 11:01 A. M.

Senator Adams spoke in favor of the motion.

Senator Ferguson spoke against the motion.

On a *viva voce* vote the negative prevailed.

On this vote, Senator Daniel requested a division.

Ten Senators having voted in the affirmative, and eleven Senators having voted in the negative, the negative prevailed, and the motion for a Special Order did not prevail.

Question being on the adoption of the amendment offered by Senator Ferguson.

On a *viva voce* vote the Chair was in doubt.

Senator Ferguson requested a division.

Seven Senators having voted in the affirmative, and fourteen Senators having voted in the negative, the adoption of the amendment did not prevail.

Senator Packard offered the following amendment, and moved its adoption:

Amend section 1 of the bill by striking out in line twelve the words "two thirds" and inserting in place thereof the words, three fourths, so that said section as amended shall read as follows:

1. Amend chapter 226 of the Session Laws of 1921 by striking therefrom all of section 6 and inserting in place thereof the following new section: 6. The Finance Commission shall have general supervision over the expenditures of all money appropriated by said City and shall make such rules and regulations to govern purchases, sales, payments, fixing of salaries and wages, the letting of contracts by all City Departments, Committees, Boards, Trustees, Official or Agents, as they may deem necessary to insure economy and efficiency, provided, however, that in all cases where said Finance Commission disapproves any Resolution, Order or Ordinance, as adopted by the Board of Aldermen, appropriating funds or authorizing an expenditure of money, or the issuance of bonds or notes, or reduces the amount authorized thereby, said Board of Mayor and Aldermen shall have the power by a three-fourths affirmative vote of all the Aldermen elected, to over-ride their veto in such cases.

At the request of Senator Caron, the President declared a one-minute recess.

(Recess)

The Senate re-assembled.

Question being on the adoption of the amendment offered by Senator Packard.

On this question, Senator Daniel demanded a roll call.

The Clerk proceeded to call the roll.

The following named Senators voted in the affirmative: Lamontagne, O'Brien, McMeekin, Washburn, Matthews, Keller, Cleveland, Ainsworth, Powell, English, Colburn, Paquette, Caron, O'Malley, Daniel, LaRoche and Smalley.

The following named Senators voted in the negative: Ferguson, Packard, Adams, Merrill and Foote.

Seventeen Senators having voted in the affirmative, and five Senators having voted in the negative, the affirmative prevailed and the amendment was adopted.

Question being: Shall the bill be read a third time?

On a *viva voce* vote, the affirmative prevailed, and the bill was ordered to a third reading this afternoon at 2:00 o'clock.

On motion of Senator English, the rules of the Senate were so far suspended as to permit the introduction of a committee report not previously advertised in the Journal.

Senator O'Malley, for the Committee on Judiciary, to whom was referred:

Senate Bill No. 123, An Act providing for the election of county commissioners from the commissioner districts of Hillsborough County.

Having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted.

On motion of Senator Cleveland, the words, ought to pass, were substituted for that of the committee, inexpedient to legislate.

The bill still being on its second reading was open to amendment.

Senator Caron offered the following amendment, and moved its adoption:

Amend section 4 of the bill by adding at the end of said section the following new sentence: providing for election of county commissioners from the commissioner districts of all counties in the state of New Hampshire.

On a *viva voce* vote, the Chair was in doubt.

Senator Daniel demanded a roll call.

The Clerk proceeded to call the roll.

The following named Senators voted in the affirmative: Paquette, Ferguson, Caron, O'Malley, Daniel and Foote.

The following named Senators voted in the negative: Lamontagne, O'Brien, McMeekin, Washburn, Matthews, Keller, Cleveland, Ainsworth, English, Colburn, Packard, LaRoche, Smalley, Adams and Merrill.

Six Senators having voted in the affirmative, and fifteen Senators voted in the negative, the negative prevailed, and the amendment was not adopted.

Question being: Shall the bill be ordered to a third reading?

On a *viva voce* vote, the affirmative prevailed, and the bill was ordered to a third reading this afternoon at 2:00 o'clock.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 25, (In New Draft), An Act relative to forest conservation and taxation.

House Bill No. 379, An Act relative to service exemption for veterans.

House Bill No. 464, An Act relative to membership of the board of registrars for the city of Portsmouth.

The message further stated that the House of Representatives has voted to adopt the report of the Committee of Conference on the following entitled bills:

House Bill No. 245, An Act dividing Grafton county into commissioner districts.

House Bill No. 415, An Act relative to neglect of husband or father to support wife and children and neglect of mother, and relative to temporary court orders in annulment proceedings and divorces.

The message further stated that the House of Representatives has voted to concur with the Honorable Senate in the passage of the following entitled bill, sent down from the Honorable Senate:

Senate Bill No. 91, An Act relative to trustees of trust funds of the city of Portsmouth.

The message further stated that the House of Representatives has voted to non-concur with the Honorable Senate in its amendments to the following entitled bill and asks for a Committee of Conference:

House Bill No. 489, An Act relative to registration and re-registration of partnerships.

The Speaker has appointed as members of such committee on the part of the House, Mrs. Holmes of Amherst and Messrs. Davis of Hopkinton and Pappagianis of Nashua.

On motion of Senator Merrill, the Senate voted to accede to the request of the House of Representatives for a Committee of Conference on the above entitled bill.

Pursuant to the above, the Chair appointed as members of such committee on the part of the Senate, Senator Merrill, District No. 23, and Senator Cleveland, District No. 7.

The message further stated that the House of Representatives concurs with the Honorable Senate in the passage of the following entitled bill, with amendments, in the passage of which amendments the House of Representatives asks the concurrence of the Honorable Senate:

Senate Bill No. 102, An Act relating to the exclusive right of the Rye Water District to acquire water rights within a part of the town of Rye.

Amend section 1 of the bill by striking out said section and inserting in place thereof the following:

1. *Rye Water District.* The Rye Water District, a village district in the town of Rye, for the supplying of water to its inhabitants and for other municipal purposes, shall have the exclusive right and privilege of taking water for public use in said town of Rye except that part within the Rye Beach Precinct and that part northeast of the former site of the Wallis Sands life saving station and the road leading therefrom to Lang's Corner in said town of Rye, and is hereby authorized and empowered to take, purchase, and hold in fee simple or otherwise any real estate, rights therein, and water rights necessary for said purposes. The said district, if unable to

agree with the owner of any real estate, rights therein, or water rights which may be necessary for the purposes hereof, may take the same by eminent domain as provided by chapter 56 of the Revised Laws (chapter 38, RSA), relating to municipal lighting and water systems, and may do any and all other things necessary for carrying into effect the purposes of this chapter, including the laying, relaying, and maintenance of water mains and pipes in the public highways within said town, having due regard for the safety and security of the public travel thereon.

Amend section 2 of the bill by striking out said section.

Further amend the bill by renumbering section 3 to read section 2.

On motion of Senator Merrill, the Senate voted to concur in the adoption of the amendments sent up from the House of Representatives to the above entitled bill.

Engrossed Bills

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled Senate bills:

Senate Bill No. 91, An Act relative to trustees of trust funds of the city of Portsmouth.

Senate Bill No. 97, An Act relative to the establishment of a centralized bureau for the reproduction of state documents.

Senate Bill No. 108, An Act relative to interest refunds to members of credit unions.

Senate Bill No. 66, An Act creating an industrial development authority.

Senate Bill No. 92, An Act relative to authority of towns to enter into collective bargaining contracts with labor unions.

Senate Bill No. 111, An Act relative to nature of the tax on tobacco products.

House Bill No. 172, An Act relative to mileage rate for state employees using private cars.

House Bill No. 210, An Act relative to vacations for employees of the city of Manchester.

LAURIER A. LAMONTAGNE,

For the Committee.

On motion of Senator Packard, the rules of the Senate were so far suspended as to permit the introduction of a committee report not previously advertised in the Journal.

Senator Packard, for the Committee on Public Works, to whom was referred:

House Bill No. 362, An Act relative to dredging Hampton Harbor, protection of shore at Boar's Head in the town of Hampton, and a study of seacoast erosion problems.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted.

The bill being on its second reading, was open to amendment, and Senator Packard offered the following amendments, and moved their adoption.

Amend the bill by adding a new section, section 4. *Old Homestead Highway*. The highway running from the boundary line of the state with the commonwealth of Massachusetts in the town of Richmond, thence running through the town of Swanzy to the city of Keene, now known as route 32, shall be named and hereafter called the Old Homestead Highway. The commission of public works and highways shall cause suitable markers to be erected on said highway showing the name thereof.

Further amend the bill by re-numbering section 4 to read section 5.

Further amend the bill by adding the following words to the title of the bill: and the Old Homestead Highway in Cheshire County.

On a *viva voce* vote, the affirmative prevailed, amendments adopted, and the bill as amended was ordered to a third reading this afternoon at 2:00 o'clock.

Read and Referred

The following entitled bills, sent up from the House of Representatives, were read a first and second time, and referred:

To the Joint Committee on Resources, Recreation and Development and Ways and Means:

House Bill No. 25 (In New Draft), An Act relative to forest conservation and taxation.

On motion of Senator McMeekin, the order whereby the above entitled bill was referred to the Joint Committee on Resources, Recreation and Development and Ways and Means, was vacated, and the bill was referred to the several Committees of Finance, Resources, Recreation and Development and Ways and Means.

To the Committee on Military and Veterans' Affairs:

House Bill No. 379, An Act relative to service exemption for veterans.

To the Committee on Public Works:

House Bill No. 464, An Act relative to membership of the board of registrars for the city of Portsmouth.

On motion of Senator Matthews, the Senate voted to adjourn from the morning session at 3:10 p. m.

Afternoon

The Senate re-assembled.

Third Reading of Bills

The following entitled bills were read a third time and passed:

Senate Bill No. 113, An Act relative to the rate of tax on interest and dividends.

Senate Bill No. 123, An Act providing for the election of county commissioners from the commissioner districts of Hillsborough county.

House Bill No. 39, An Act relative to season for taking wild deer.

House Bill No. 417, An Act relative to the sale of horned pout for resale, to fish and game licenses and to fishing in Upper Connecticut River.

House Bill No. 362, An Act relative to dredging Hampton Harbor, protection of shore at Boar's Head in the town of Hampton and a study of seacoast erosion problems, and the Old Homestead Highway in Cheshire County.

The following entitled bill was read a third time:

Senate Bill No. 117, An Act amending Chapter 226 of the Session Laws of 1921.

Question being: Shall the bill pass?

Senator Packard moved that further consideration of the above entitled bill be indefinitely postponed.

Senator O'Malley demanded a roll call.

The Clerk proceeded to call the roll.

The following named Senators voted in the affirmative: O'Brien, Matthews, Colburn, Packard, Daniel, Adams, Merrill and Foote.

The following named Senators voted in the negative: Lamontagne, McMeekin, Washburn, Keller, Cleveland, Ainsworth, English, Paquette, Ferguson, Caron, O'Malley and Smalley.

Eight Senators having voted in the affirmative, and twelve Senators having voted in the negative, the negative prevailed, and the motion to indefinitely postpone did not prevail.

Senator O'Malley moved that the Senate re-consider its vote whereby it passed Senate Bill No. 117, An Act amending Chapter 226 of the Session Laws of 1921.

On a *viva voce* vote, the negative prevailed, and the motion to reconsider was lost.

On motion of Senator Ferguson, the Senate adjourned.

WEDNESDAY, JULY 13, 1955

The Senate met according to adjournment.

Leave of Absence

Senator Ainsworth, District No. 8, was granted leave of absence for the day on account of important business.

Introduction of Guests

The President welcomed to the Senate the former Senator from District No. 19, Raoul Lalumiere, who was the guest of Senator Daniel, District No. 19. Also, Miss Nancy Lamontagne, the daughter of Senator Lamontagne, District No. 1, who was the guest of that Senator. Also, Mrs. Powell, the wife of Senator Powell, District No. 9 and Mrs. McMeekin, the wife of Senator McMeekin, District No. 3.

Introduction of Senate Joint Resolution

Senator Merrill introduced the following captioned joint resolution, which was read a first and second time, laid upon the table to be printed, and referred:

To the Committee on Finance:

Senate Joint Resolution No. 6, Joint Resolution relative to supplemental appropriation for the education of the deaf.

On motion of Senator McMeekin, the printing of the above captioned joint resolution was dispensed with.

Committee Reports

Senator O'Malley, for the Committee on Judiciary, to whom was referred:

House Bill No. 424, An Act providing for fixing a date for the determination of stockholders of record on the closing of stock transfer books.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at 2:00 o'clock.

Senator Caron, for the Committee on Finance, to whom was referred:

House Bill No. 397, An Act to establish a comfort station at North Beach at Hampton.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass.

Further amend the bill by adding at the end of section 2 the following:

The sale of merchandise by the department of Forestry and Recreation in the facility provided by section 1 shall be limited to sale by vending machines of cigarettes and beverages.

The report was accepted, amendment adopted, and the bill as amended was ordered to a third reading this afternoon at 2:00 o'clock.

Senator Caron, for the Committee on Finance, to whom was referred:

House Joint Resolution No. 52, Joint Resolution relative to purchase of boat for the fish and game department.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted, and the joint resolution was ordered to a third reading this afternoon at 2:00 o'clock.

Senator Caron, for the Committee on Finance, to whom was referred:

House Joint Resolution No. 35, Joint Resolution in favor of the Y. D. National Convention.

Having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted.

Senator Packard moved that the words, ought to pass, be substituted for the recommendation of the committee, inexpedient to legislate.

(Discussion ensued)

Senators Packard, Daniel, Caron and Powell spoke in favor of the motion to substitute.

Senators McMeekin, Merrill, Foote, English and Ferguson spoke against the motion to substitute.

Question being on the motion of Senator Packard to substitute the words, ought to pass, for the recommendation of the committee, inexpedient to legislate.

On this motion, Senator Daniel demanded a roll call.

Senator Daniel withdrew his demand for a roll call.

On a *viva voce* vote, the negative prevailed, and the motion to substitute did not prevail.

Question being on the recommendation of the committee, inexpedient to legislate.

On a *viva voce* vote, the affirmative prevailed, and the recommendation of the committee was adopted.

Senator Caron, for the Committee on Finance, to whom was referred:

Senate Bill No. 86, An Act relative to expenses of members of commission on interstate cooperation.

Having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted.

(Senator McMeekin in the Chair)

Senator Foote moved that the words, ought to pass with amendment, be substituted for the recommendation of the committee, inexpedient to legislate.

(Discussion ensued)

Senators Foote, Perkins, Lamontagne, Adams and Matthews spoke in favor of the motion.

Senators Ferguson and McMeekin spoke against the motion.

(Senator Packard in the Chair)

Question being on the motion to substitute the words, ought to pass with amendment, for the recommendation of the committee, inexpedient to legislate.

On a *viva voce* vote, the Chair was in doubt and requested a division.

Eleven Senators having voted in the affirmative, and nine Senators having voted in the negative, the affirmative prevailed, and the motion to substitute carried.

On the above motion, Senator McMeekin demanded a roll call.

The Clerk proceeded to call the roll.

The following named Senators voted in the affirmative: Lamontagne, O'Brien, Matthews, Powell, Landers, Colburn, Perkins, O'Malley, Adams, Merrill and Foote.

The following named Senators voted in the negative: McMeekin, Washburn, Keller, Cleveland, English, Ferguson, Caron, Daniel and Smalley.

Eleven Senators having voted in the affirmative, and nine Senators having voted in the negative, the affirmative prevailed, and the motion to substitute was adopted.

Question being on the adoption of the amendment offered by Senator Foote:

Amend section 2 of chapter 145, Laws of 1935 (section 2, chapter 19, RSA), by striking out said section and inserting in place thereof the following:

1. *Membership.* The said membership shall be composed of eleven members, ten of whom shall be appointed as follows: three members of the Senate, to be appointed by the President of the Senate; three members of the House of Repre-

sentatives, to be appointed by the Speaker of the House of Representatives; and four residents of New Hampshire to be appointed by the Governor.

2. *Compensation.* Amend section 4 of Chapter 145, Laws of 1935 (section 4, chapter 19, RSA), by striking out said section and inserting in place thereof the following: 4. *Compensation.* The members of said commission from the House of Representatives and Senate shall serve without compensation, but shall be entitled to reimbursement for their reasonable expenses when on official duties as such members, provided, however, said expenses are approved by the Speaker of the House of Representatives relative to the members on the Commission from the House and the President of the Senate relative to the members on the Commission from the Senate. Said reimbursement shall be a charge against the appropriation for the legislature.

3. *Takes Effect.* This act shall take effect upon its passage.

Senator Perkins offered the following amendment to the amendment and moved its adoption:

Amend section 1 of the amendment offered by Senator Foote by striking out section 1 and renumbering sections 2 and 3 to read sections 1 and 2.

Question being on the adoption of the amendment to the amendment offered by Senator Perkins.

(Discussion ensued)

Senators Perkins, Foote, McMeekin and Adams spoke in favor of the motion.

Senator Ferguson spoke against the motion.

The Chair declared a one-minute recess.

(Recess)

The Senate re-assembled.

Question being on the adoption of the amendment to the amendment.

On a *viva voce* vote, the affirmative prevailed, and the amendment offered by Senator Perkins was adopted.

Question being on the adoption of the amendment offered by Senator Foote, as amended by Senator Perkins.

Amend said bill by striking out all after the enacting clause and inserting in place thereof the following:

1. *Compensation.* Amend Section 4 of Chapter 145, Laws of 1935 (section 4, chapter 19, RSA), by striking out said section and inserting in place thereof the following: 4. *Compensation.* The members of said commission from the House of Representatives and Senate shall serve without compensation, but shall be entitled to reimbursement for their reasonable expenses when on official duties as such members, provided, however, said expenses are approved by the Speaker of the House of Representatives relative to the members on the Commission from the House, and the President of the Senate relative to the members on the Commission from the Senate. Said reimbursement shall be a charge against the appropriation for the legislature.

2. *Takes Effect.* This act shall take effect upon its passage.

On a *viva voce* vote, the affirmative prevailed, and the amendment offered by Senator Foote, as amended by Senator Perkins, was adopted.

The bill being on its second reading, and open to further amendment, Senator English offered the following amendment and moved its adoption.

That the members of the Commission from the Senate and the House and the officials of the state of New Hampshire shall be entitled to \$20 per day for expenses.

(Discussion ensued)

Senator English then requested that his amendment be withdrawn.

The bill as amended was ordered to a third reading this afternoon at 2:00 o'clock.

(The President assumed the Chair)

Senator English, for the Committee on Resources, Recreation and Development, to whom were referred:

House Joint Resolution No. 4, Joint Resolution relative to a study of multiple-use of the Lake Massabesic Region.

House Joint Resolution No. 28, Joint Resolution to provide for a cooperative aerial geophysical survey of portions of the State of New Hampshire.

Having considered the same, reported the same without amendments, and recommended their passage.

The reports were accepted, and the joint resolutions were referred to the Committee on Finance, under the rules.

Senator English, for the Committee on Resources, Recreation and Development, to whom was referred:

House Joint Resolution No. 27, Joint Resolution to continue and extend the study of groundwater resources within the State.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass.

Amend the joint resolution by striking out the word "commission" in line 3 and inserting in place thereof the word, board, so that said joint resolution as amended shall read as follows: That the water resources board is hereby authorized and directed to continue and extend the survey and investigations of the groundwater resources of New Hampshire. To this end, the board is authorized to enter into contracts with the United States Geological Survey. The findings of such surveys shall be made available to the public by means of maps or printed matter to be published or maintained in open file for reference. The sum of five thousand dollars each year is hereby appropriated for the next biennium, for the conduct of this survey and investigation, this sum to be matched by federal funds, and the governor is hereby authorized to draw his warrant for said sum out of any money in the treasury not otherwise appropriated. The amount appropriated for the first fiscal year shall not lapse.

The report was accepted, amendment adopted, and the joint resolution as amended was referred to the Committee on Finance, under the rules.

Engrossed Bills

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled Senate bills:

Senate Bill No. 68, An Act relative to the salaries of the board of public works of Laconia.

Senate Bill No. 112, An Act relative to practice of medicine and suspension of licenses in certain cases.

NORMAN A. McMEEKIN,
For the Committee.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 168, An Act to coordinate development and regulatory activities relating to the peaceful uses of atomic energy.

House Bill No. 205, An Act relating to the authority of the surveyor of the city of Manchester.

House Bill No. 271, An Act to equalize educational opportunities and to improve the public elementary and high schools of New Hampshire.

House Bill No. 500, An Act providing for the acquisition of certain dams and water rights by the water resources board.

The message further stated that the House of Representatives has refused to concur with the Honorable Senate in its amendments to the following entitled bill, and asks for a Committee of Conference:

House Bill No. 349, An Act relative to hourly wages for employees.

The Speaker has appointed as members of such committee on the part of the House, the Messrs. Angus of Claremont, Brosnahan of Nashua and Sheridan of Berlin.

On motion of Senator Keller, the Senate voted to accede to the request of the House of Representatives for a Committee of Conference on the above entitled bill.

Pursuant to the above, the Chair appointed as members of such committee on the part of the Senate, Senator Keller, District No. 6, and Senator Lamontagne, District No. 1.

The message further stated that the House of Representatives has voted to accede to the request of the Honorable Senate for a Committee of Conference on:

Senate Bill No. 36, An Act abolishing the New Hampshire Tri-State Commission and transferring its duties to the Legislative Council.

The Speaker has appointed as members of such committee on the part of the House, the Messrs. Pillsbury of Manchester, Tilton of Laconia and Mrs. Wentworth of Madbury.

The message further stated that the House of Representatives has voted to concur with the Honorable Senate in its amendments to the following entitled bill:

House Bill No. 307, An Act to increase the salaries of the county sheriff and the county solicitor of Hillsborough county.

The message further stated that the House of Representatives has voted to concur with the Honorable Senate in the passage of the following entitled bills, sent down from the Honorable Senate:

Senate Bill No. 109, An Act authorizing the creation of regional planning associations.

Senate Bill No. 112, An Act relative to practice of medicine and suspension of licenses in certain cases.

Senate Bill No. 116, An Act relating to the powers and duties of towns.

Read and Referred

The following entitled bills, sent up from the House of Representatives, were read a first and second time, and referred:

To the Committee on Judiciary:

House Bill No. 168, An Act to coordinate development and regulatory activities relating to the peaceful uses of atomic energy.

To the Committee on Public Works:

House Bill No. 205, An Act relating to the authority of the surveyor of the city of Manchester.

To the Joint Committee on Education and Finance:

House Bill No. 271, An Act to equalize educational opportunities and to improve the public elementary and high schools of New Hampshire.

To the Committee on Resources, Recreation and Development:

House Bill No. 500, An Act providing for the acquisition of certain dams and water rights by the water resources board.

Senator Adams requested that the proposed amendment to House Bill No. 142 (In New Draft), An Act relative to employment, suspension and dismissal of teachers, be printed in the Calendar of the Journal.

The above request was granted by the President.

On motion of Senator Matthews, the rules of the Senate were so far suspended as to permit all business in order for this afternoon at 2:00 o'clock to be made in order at the present time.

Third Reading of Bills and Joint Resolution

The following entitled bills and captioned joint resolution were read a third time and passed:

Senate Bill No. 86, An Act relative to expenses of members of commission on interstate cooperation.

House Bill No. 397, An Act to establish a comfort station at North Beach in Hampton.

House Bill No. 424, An Act providing for fixing a date for the determination of stockholders of record on the closing of stock transfer books.

House Joint Resolution No. 52, Joint Resolution relative to purchase of boat for the fish and game department.

On motion of Senator McMeekin, the Senate adjourned.

THURSDAY, JULY 14, 1955

The Senate met according to adjournment.

Leave of Absence

Senator Ainsworth, District No. 8, was granted leave of absence for the day on account of important business.

Committee Reports

Senator Smalley, for the Committee on Education, to whom was referred:

House Bill No. 142 (In New Draft). An Act relative to employment, suspension and dismissal of teachers.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass.

Amend paragraph III of section 42-b of chapter 135, Revised Laws as inserted by section 1 of said bill by striking out said paragraph and inserting in place thereof the following:

III. A teacher at the time of attaining continuing contract status shall receive from the state board of education a special certificate to be known as continuing contract certificate. No teacher shall be entitled to the special continuing contract certificate until and unless he has had a certificate to teach in the public schools of the state for a period of three years. A school board may, at its discretion, grant a teacher credit for any past service in computing attainment of continuing contract status. The attainment of continuing contract status shall be stated in the contract of employment and a copy thereof when signed by the superintendent, chairman of the school board, and the teacher shall be mailed promptly to the commissioner of education.

Amend section 42-g of chapter 135 Revised Laws, as inserted by section 1 of said bill by inserting after the words "suspension of" in the twelfth line the words, his continuing contract, so that said section as amended shall read as follows:

42-g. *Voluntary Termination of Contract.* On or before May 1, the school board shall give each teacher with continuing contract status a written notice, personally or by registered mail, of the terms of the teacher's contract, not otherwise specified by law, for the next school year, and within fourteen days after receipt of said notice, the teacher shall give written notice of acceptance, personally or by registered mail, to the school board, provided that a teacher may terminate a continuing contract with a school board, after acceptance, if written notice of termination is given to the school board on or before June 30, personally or by registered mail. A teacher who terminates a continuing contract after acceptance thereof, without giving notice of termination as herein prescribed shall be penalized by suspension of his continuing contract certificate for three years by the commissioner of education, and such teacher shall lose continuing contract status and be on limited contract status for a period of three years before resuming continuing contract status unless the failure to give notice by June 30 is excused for cause by the school board.

The report was accepted.

On motion of Senator Adams, the reading of the amendment was dispensed with.

Senator Cleveland moved that the bill with the accompanying report be laid upon the table and made a Special Order of business next Wednesday, July 20, at 11:01 A. M.

Senator Cleveland spoke in favor of the motion.

Senator Landers spoke against the motion.

On a *viva voce* vote, the affirmative prevailed, and the above entitled bill with the accompanying report was laid upon the table and made a Special Order for business next Wednesday, July 20, at 11:01 A. M.

Senator LaRoche, for the Committee on Fisheries and Game, to whom was referred:

House Bill No. 4, An Act providing for local option for towns on the question of use of firearms in hunting deer in said towns.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass.

Amend the title of said bill by striking out the same and inserting in place thereof the following:

An Act relative to the marking of the line dividing the state for the purpose of the taking of deer.

Amend said bill by striking out all after the enacting clause and inserting in place thereof the following:

1. *Division of State for Taking Deer.* The fish and game department is directed to erect, at every intersection of a public way and the line which divides the state for the purpose of open season for taking wild deer, a suitable marker which will show the location of said line

2. *Takes Effect.* This act shall take effect upon its passage.

The report was accepted, amendment adopted, and the bill as amended was ordered to a third reading this afternoon at 2:00 o'clock.

Senator Caron, for the Committee on Finance, to whom was referred:

Senate Bill No. 126, An Act relative to mileage allowances for legislative officers and employees.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at 2:00 o'clock.

On motion of Senator Cleveland, the rules of the Senate were so far suspended as to permit the introduction of a committee report not previously advertised in the Journal.

Senator O'Malley, for the Committee on Judiciary, to whom was referred:

House Bill No. 168, An Act to coordinate development and regulatory activities relating to the peaceful uses of atomic energy.

Having considered the same, reported the same without amendment and recommended its passage.

The report was accepted, and the bill was referred to the Committee on Finance, under the rules.

On motion of Senator Colburn, the rules of the Senate were so far suspended as to permit the introduction of a committee report not previously advertised in the Journal.

Senator Lamontagne, for the Committee on Transportation, to whom was referred:

Senate Bill No. 125, An Act relative to the operation of motor vehicles by minors under the age of eighteen years.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass.

Amend section 1 of the bill by striking out in line 13 the words "has been suspended by" and inserting in place thereof the words, is under suspension by order of, so that said section as amended shall read as follows: 1. *Operation of Motor Vehicles.* Amend section 4 of chapter 117, Revised Laws, as amended by chapter 125, Laws of 1953 (section 6, chapter 261, RSA) by striking out said section and inserting in place thereof the following: 4. *Age Limit.* On and after the effective date of this act no license to operate motor vehicles shall be issued to any person under eighteen years of age except a junior operator's license, which may be issued to a minor who has arrived at the age of sixteen years but has not reached the age of eighteen years. The commissioner may issue such special

junior operator's licenses upon the payment of the same fee as for an operator's license but said license shall be specially marked. Any holder of a junior operator's license who is convicted of any violation under this title shall have his license suspended by the commissioner. Any person whose junior operator's license is under suspension by order of the commissioner may, upon reaching the age of eighteen, apply for an operator's license which may be granted at the discretion of the commissioner. This section shall not be deemed to abrogate any other action the commissioner may take under this title relative to the suspension or revocation of licenses for any cause and other sections of this title relative to suspensions and revocation of licenses and rights of operation of motor vehicles shall be deemed applicable to the holders of junior operator's licenses. It shall be unlawful for any person under eighteen years of age to operate a motor vehicle on the highways of this state except as provided in this section or in section 4-a.

The report was accepted, amendment adopted, and the bill as amended was ordered to a third reading this afternoon at 2:00 o'clock.

Engrossed Bills

The Committee on Engrossed Bills reported that they have examined and found correctly engrossed the following entitled House bills:

House Bill No. 245, An Act dividing Grafton county into commissioner districts.

House Bill No. 415, An Act relative to neglect of husband or father to support wife and children and neglect of mother, and relative to temporary court orders in annulment proceedings and divorces.

IRENE W. LANDERS,
For the Committee.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bill and joint resolutions. in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 542, An Act providing additional retirement benefits for Harry L. Hurlbert.

House Joint Resolution No. 43, Joint Resolution relative to interim committee to study senatorial districts.

House Joint Resolution No. 60, Joint Resolution in favor of Austin H. Reed.

House Joint Resolution No. 61, Joint Resolution in favor of estate of George T. Colony.

The message further stated that the House of Representatives has voted to concur with the Honorable Senate in its amendments to the following entitled bills:

House Bill No. 39, An Act relative to the season for taking wild deer.

House Bill No. 362 (In New Draft and New Title), An Act relative to dredging Hampton Harbor, protection of shore at Boar's Head in the town of Hampton and a study of seacoast erosion problems and the Old Homestead Highway in Cheshire County.

House Bill No. 417, An Act relative to the sale of horned pout for resale, to fish and game licenses and to fishing in Upper Connecticut River.

The message further stated that the House of Representatives has voted to concur with the Honorable Senate in the passage of the following entitled bill, sent down from the Honorable Senate:

Senate Bill No. 128, An Act relative to the effective date of an act relative to school tuition.

The message further stated that the House of Representatives concurs with the Honorable Senate in the passage of the following entitled bill, with amendment, in the passage of which amendment the House of Representatives asks the concurrence of the Honorable Senate:

Senate Bill No. 3 (In New Draft), An Act relative to election campaign receipts and expenditures and their publication.

Amend paragraph V of section 4 of chapter 42 of the Revised Laws, as inserted by section 1 of the bill by striking out the word "sixty" in the second line and inserting in place thereof the words, one hundred, so that said paragraph as amended shall read as follows:

V. By the state committee of any political party, a sum in excess of one hundred thousand dollars from the day following each biennial election to the day of the ensuing biennial election. By the congressional district committee of any political party for the same period, a sum in excess of ten cents per vote multiplied by the total number of votes cast in said district in the last preceding presidential election, or if such party had no candidate in such election, a sum in excess of ten thousand dollars. By the county committee of any political party for the same period, a sum in excess of ten cents per vote multiplied by the total number of votes cast in said county in the last preceding presidential election, or if such party had no candidate in such election, a sum in excess of one thousand dollars. By the city, town or other electoral district political committee of any political party in the same period, a sum in excess of fifteen cents per vote multiplied by the total number of votes cast in said city, town or other electoral district in the last preceding presidential election, or if such party had no candidate in such election, a sum in excess of five hundred dollars in a city or other political subdivision and two hundred fifty dollars in a town. Sums transmitted to the national committee of any political party or any of its divisions shall not be deemed an expenditure for the purposes of this subsection. The collection of money by a finance committee of a political party, which merely collects and allocates the sums to the various political committees of such party, without itself making any expenditures to influence an election, shall not be subject to separate limit or reportable separately under this chapter; but the political committee or committees to which such contributions are allocated shall report such contributions by name and address of each contributor in making their individual reports as herein elsewhere provided, and the sums allocated to and accepted by each shall be counted toward its legal limit hereunder.

Amend section 5 of chapter 42 of the Revised Laws, as inserted by section 1 of the bill by striking out the same and inserting in place thereof the following:

5. *State Committees.* The state committee of a political party shall, not later than the Wednesday preceding a biennial or special election before the close of the business day, file with the secretary of state, an itemized statement, signed and sworn

to by its chairman and treasurer, showing each of its receipts with the full name and post-office address of the contributor and the amount of the contribution, and each of its expenditures or contracts calling for expenditures, with the full name and address of persons, corporations, committees, or to whomever paid or to be paid, with the specific nature and amount of each expenditure, since the date of the last election; except, if contributions through a local party committee or disbursements to a local party committee do not exceed three hundred dollars per committee, no detailed accounting of the further source or recipients of such amounts need be made. Not later than the second Friday after said election before the close of the business day another itemized statement, signed and sworn to by the same officers, shall be likewise filed. Enough additional copies of the statement shall be filed to provide a copy for the state committee of each party on the ballot, which they may obtain by application to the secretary of state.

Amend section 7 of chapter 42 of the Revised Laws, as inserted by section 1 of the bill by striking out the words "within thirty days after said primary or election" in the sixth and seventh lines and inserting in place thereof the words, not later than the second Friday after said primary or election before the close of the business day, so that said section as amended shall read as follows:

7. *Other Candidates.* Each candidate at the primary or election for councilor, state senator, county officer, or representative to the general court, and candidates for alternate delegate-at-large and alternate district delegate to a national party convention, who has expended a sum in excess of two hundred dollars, shall, not later than the second Friday after said primary or election before the close of the business day, file with the secretary of state, and with the town or city clerk for the town or city in which he resides, a statement in like manner and detail of each receipt and expenditure, covering the period of the candidacy or election; excepting, however, the expenditures of political committees of the party to which the candidate belongs in elections other than primaries.

Amend section 8 of chapter 42 of the Revised Laws, as inserted by section 1 of the bill by striking out the same and inserting in place thereof the following:

8. *Political Committees.* Each other political committee at the primary or election, which has expended a sum in excess of two hundred dollars, shall, not later than the Wednesday preceding an election before the close of the business day, file with the secretary of state, a statement in like manner and detail of each receipt and expenditure, and, not later than the second Friday after an election before the close of the business day, another statement in like manner and detail of each receipt and expenditure. If the political committee is organized to support a candidate in any election, it shall first secure the written consent of the candidate or his fiscal agent, before it receives or spends any money or thing of value, and its officers shall file such written consent with the secretary of state immediately; but this limitation shall not apply to the political committee of the party to which the candidate belongs in elections other than primaries.

Amend section 9 of chapter 42 of the Revised Laws as inserted by section 1 of the bill by striking out the words "within thirty days after the primary or election" in the third and fourth lines and inserting in place thereof the words, not later than the second Friday after the primary or election before the close of the business day, so that said section as amended shall read as follows:

9. *Expenditures Under Two Hundred Dollars.* Each candidate or political committee which does not spend in excess of two hundred dollars at a primary or election shall, not later than the second Friday after the primary or election before the close of the business day, file with the secretary of state, and with the town or city clerk for the town or city in which the candidate resides, a sworn statement that receipts and expenditures have not exceeded two hundred dollars.

Amend section 17 of chapter 42 of the Revised Laws as inserted by section 1 of the bill by striking out the words "fifth day of October" in the fifth line and inserting in place thereof the words, second Tuesday, so that said section as amended shall read as follows:

17. *Proceedings in Supreme Court.* Any person who alleges that any of the provisions of this chapter relating to the primary has been violated by or in behalf of a candidate with his knowledge and consent, may, not later than the second

Tuesday following said primary, bring a proceeding in equity in the supreme court against the candidate alleged to have violated said provisions in such manner. To this proceeding the secretary of state shall be made a party defendant. The supreme court shall forthwith hear such proceeding and make final decision thereof, and if the court shall find that the defendant has thus violated any of such provisions, a decree shall be entered disqualifying the defendant from becoming a candidate at the ensuing election, and the vacancy thereby created shall be filled as provided by law.

On motion of Senator Ferguson, the reading of the amendment was dispensed with.

On motion of the same Senator, the Senate voted to concur in the adoption of the amendment to the above entitled bill sent up from the House of Representatives.

Resolution

On motion of Senators Smalley, Packard and Daniel, the following resolution was adopted:

RESOLUTION

on the birthday of

SENATOR BENJAMIN C. ADAMS

Whereas, today, July 14, 1955 is the birthday of Benjamin C. Adams of Derry, Senator from the 22nd District, therefore be it

Resolved, that we congratulate our fellow member on attaining his 40th birthday, with best wishes for today and many more happy birthdays, and when the Senate adjourns today it adjourn in honor of Senator Adams, and be it further

Resolved, that the Clerk of the Senate transmit to Senator Adams a copy of these resolutions.

On motion of Senator Cleveland, the following amendment to the above resolution was adopted:

Resolved, that a copy of the above resolution be sent to the parents of Senator Adams, thanking them for their hospitality of last evening.

At the request of Senator McMeekin, the President declared a one-minute recess.

(Recess)

The Senate re-assembled.

On motion of Senator Packard, the rules of the Senate were so far suspended as to permit the introduction of a committee report not previously advertised in the Journal.

Senator Daniel, for the Committee on Public Works, to whom was referred:

Senate Bill No. 127, An Act relative to the layout of limited access highways.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted.

On motion of Senator Packard, the following amendment was adopted:

Amend the bill by adding after section 1 the following new section:

2. Amend sections 1 and 2 of chapter 394 of the Laws of 1947, amend section 4 of chapter 334 of the Laws of 1951, and amend section 11 of chapter 351 of the Laws of 1953 by striking out said sections and inserting in place thereof the following:

1. *Authorization.* Rye Water District in the Town of Rye is hereby authorized to incur indebtedness in an amount not exceeding Four Hundred Seventy Thousand Dollars (\$470,000.00), including the amount authorized by chapter 72 of the Revised Laws, for the purpose of purchasing or constructing, or both, and maintaining, extending and Rye is hereby authorized to incur indebtedness in an amount not exceeding four hundred seventy thousand dollars operating such water works system as it may deem necessary for municipal use and for the use of its inhabitants and others. Said district shall have all necessary power to take any property including any existing utilities, it may need in connection with the establishment of such water system, by condemnation proceedings.

2. *Issuance of Bonds or Notes.* For the purpose and to the extent set forth in section 1 of this act, Rye Water District in the Town of Rye is hereby authorized and empowered to issue serial notes or bonds in accordance with the remaining provisions of chapter 72 of the Revised Laws, as amended except as hereinafter provided.

Further amend the bill by re-numbering section 2 to read section 3.

The above entitled bill, as amended, was ordered to a third reading this afternoon at 2 o'clock.

Read and Referred

The following entitled bill and joint resolutions sent up from the House of Representatives, were read a first and second time, and referred:

To the Committee on Finance:

House Bill No. 542, An Act providing additional retirement benefits for Harry L. Hurlbert.

House Joint Resolution No. 61, Joint Resolution in favor of the estate of George T. Colony.

House Joint Resolution No. 60, Joint Resolution in favor of Austin H. Reed.

On motion of Senator Ferguson, the reference to committee of the above captioned joint resolution was vacated, and the joint resolution was placed upon its third reading and final passage at the present time.

To the Committee on Judiciary:

House Joint Resolution No. 43, Joint Resolution relative to interim committee to study senatorial districts.

On motion of Senator Matthews, the rules of the Senate were so far suspended as to permit business in order for this afternoon at 2 o'clock to be made in order at the present time, and that when the Senate adjourns today, it be to meet next Tuesday morning at 11 o'clock.

Third Reading of Bills

The following entitled bills were read a third time, and passed:

Senate Bill No. 125, An Act relative to the operation of motor vehicles by minors under the age of eighteen years.

Senate Bill No. 126, An Act relative to mileage allowances for legislative officers and employees.

House Bill No. 4, An Act relative to the marking of the line dividing the state for the purpose of the taking of deer.

The following entitled bill was read a third time:

Senate Bill No. 127, An Act relative to the layout of limited access highways.

Question being: Shall the bill pass?

On motion of Senator McMeekin, the following amendment to the above entitled bill was adopted:

Amend the title of the bill by adding at the end thereof the following words, and to the Rye water district, so that said title as amended shall read as follows:

Senate Bill No. 127, An Act relative to the layout of limited access highways and to the Rye Water District.

On a *viva voce* vote, the above entitled bill as amended was passed and sent to the House of Representatives for concurrence in Senate amendment.

On motion of Senator Daniel, the Senate adjourned in honor of Senator Benjamin C. Adams, District No. 22.

TUESDAY, JULY 19, 1955

The Senate met according to adjournment.

Leave of Absence

Senator O'Malley, District No. 18, was granted leave of absence for the day on account of important business.

Introduction of Guests

The President welcomed to the Senate Mrs. Evelyn Phillips, Drayton Phillips, Jr., and David Victor, all of Contoocook, who were the guests of Senator English, District No. 11.

Introduction of Senate Bills

Senator Smalley introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred

To the Committee on Public Health:

Senate Bill No. 130, An Act relative to transfer of diagnostic laboratory to the State Hospital.

On motion of Senator Smalley, printing and reference to committee were dispensed with.

On motion of the same Senator, the rules of the Senate were so far suspended as to place the above entitled bill on its third reading and final passage at the present time.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bill, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 540, An Act authorizing the Merrimack Village District to issue bonds or notes.

The message further stated that the House of Representatives has voted to concur with the Honorable Senate in its amendments to the following entitled bill:

House Bill No. 397, An Act to establish a comfort station at North Beach in Hampton.

The message further stated that the House of Representatives has voted to adopt the amendments offered by the Committee on Engrossed Bills, to the following entitled Senate bills, in the adoption of which amendments the House of Representatives asks the concurrence of the Honorable Senate:

Senate Bill No. 116, An Act relating to solicitation of funds for charitable purposes.

Amend the title of said bill by striking out the same and inserting in place thereof the following:

An Act relating to solicitation of funds for charitable purposes.

On motion of Senator McMeekin, the Senate voted to concur in the adoption of the amendment offered by the House of Representatives to the above entitled bill.

Senate Bill No. 109, An Act authorizing the creation of regional planning commissions.

Amend said bill by striking out the first five lines of section 1 and inserting in place thereof the following:

1. *Regional Planning Permitted.* Amend chapter 53 of the Revised Laws by striking out sections 37 and 38 (section 37, chapter 36 RSA) and inserting in place thereof the following new subdivision:

Regional Planning Commissions

37. *Purposes.* The purpose of this subdivision shall be to enable municipalities and counties

Further amend said bill by re-numbering the sections numbered 37 b, 37 c, 37 d, 37 e, 37 f, 37 g, 37 h to read 38, 39, 40, 41, 42, 43 and 44.

Further amend said bill by striking out the word "act" in section 37-c renumbered 39 and inserting the word, sub-division.

On motion of Senator McMeekin, the Senate voted to concur in the adoption of the amendment offered by the House of Representatives to the above entitled bill.

The message further stated that the House of Representatives has voted to adopt the amendments offered by the Committee on Engrossed Bills, to the following entitled House bill, in the adoption of which amendments the House of Representatives asks the concurrence of the Honorable Senate:

House Bill No. 307, An Act to increase the salary of the Hillsborough county commission.

Amend section 1 of said bill by striking out the same and inserting in place thereof the following:

1. *County Commissioners.* Amend section 27 of chapter 47 of the Revised Laws, as amended by chapters 119, 150, 195 and 202 of the Laws of 1943, chapters 66 and 163 of the Laws of 1945, chapters 202 and 284 of the Laws of 1947, chapters 73 and 162 of the Laws of 1949, chapters 149 and 233 of the Laws of 1951, chapters 90 and 123, Laws of 1953 (section 28, chapter 28, RSA) and by section 4, chapter 247, Laws of 1955, by striking out the words "In Hillsborough, thirty-five hundred" and inserting in place thereof the words, In Hillsborough, three thousand seven hundred and fifty, so that said section as amended shall read as follows: 27. *Commissioners.* The annual salary of each commissioner of the following counties shall be as follows, payable monthly by the county:

In Rockingham, eighteen hundred dollars.

In Strafford, fifteen hundred dollars.

In Belknap, fifteen hundred dollars.

In Merrimack, two thousand dollars.

In Hillsborough, three thousand seven hundred and fifty dollars.

In Cheshire, fifteen hundred dollars.

In Sullivan, twelve hundred dollars.

In Grafton, eighteen hundred dollars.

In Coos, fifteen hundred dollars.

In Carroll county each commissioner, when employed in business of the county, shall receive ten dollars a day, payable as hereinbefore provided.

To the foregoing sums shall be added, in all counties, a reasonable sum for all necessary expenses, upon order of the county auditors.

Amend section 3 of said bill by re-numbering the same, striking out the same and inserting in place thereof the following:

2. *Takes Effect.* The foregoing provisions of section 1 which provide for an increase in the salaries of the commissioners of the county of Hillsborough shall take effect upon the passage of this act. The remaining provisions hereof shall take effect as of January 1, 1955.

On motion of Senator McMeekin, the Senate voted to adopt the amendments offered by the Committee on Engrossed Bills to the above entitled bill.

The message further stated that the House of Representatives concurs with the Honorable Senate in the passage of the following entitled bill, with amendment, in the passage of which amendment the House of Representatives asks the concurrence of the Honorable Senate.

Senate Bill No. 57, An Act relative to the solicitation of bribes.

Amend said bill by striking out all after the enacting clause and inserting in place thereof the following:

1. *Bribery.* Amend section 25 of chapter 457 of the Revised Laws (chapter 587, RSA) by striking out said section and inserting in place thereof the following:

25. *Giving Bribes.* If any person shall give, offer or promise to any officer or employee of the state, or of a county, city, town or district, any money, services or other thing of value with intent to influence his action as to any matter over which said officer or employee has control or is entrusted with on behalf of the body by which he is employed, he shall be imprisoned not more than five years or fined not more than three thousand dollars, or both.

2. *Solicitation.* Amend section 26 of chapter 457 of the Revised Laws (chapter 587, RSA) by striking out said section and inserting in place thereof the following: 26. *Receiving or Soliciting Bribes.* If any officer or employee of the state, or of a county, city, town or district, shall accept, offer to accept or solicit the making of any gift, offer or promise made as aforesaid, he shall be imprisoned not more than ten years, or fined not more than five thousand dollars, or both, and shall be disqualified thereafter to hold any public office, trust or appointment.

3. *Takes Effect.* This act shall take effect upon its passage.

On motion of Senator Cleveland, the Senate refused to concur in the adoption of the amendment to the above entitled bill and requested that a Committee of Conference be appointed.

Pursuant to the above, the Chair appointed as members of the committee on the part of the Senate, Senators Cleveland District No. 7, and Matthews, District No. 5.

Read and Referred

The following entitled bill, sent up from the House of Representatives, was read a first and second time, and referred:

To the Committee on Judiciary:

House Bill No. 540, An Act authorizing the Merrimack Village District to issue bonds or notes.

Committee Reports

Senator Washburn, for the Committee on Labor, to whom was referred:

Senate Bill No. 124, An Act relative to safety regulations for commercial establishments and to workmen's compensation agreements.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at 2 o'clock.

Senator Washburn, for the Committee on Labor, to whom was referred:

House Bill No. 314, An Act to provide for the installation

of windshields and tops on track motor cars operated by railroads.

Having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted, and the recommendation of the committee, inexpedient to legislate, was adopted.

Senator Washburn, for the Committee on Labor, to whom was referred:

House Bill No. 459, An Act relative to unemployment compensation successorship merit rating for public utilities.

Having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted.

On motion of Senator Lamontagne, the above entitled bill with the accompanying report was re-committed to the Committee on Labor for further consideration.

Senator Caron, for the Joint Committee on Banks and Insurance and Public Health, to whom was referred:

House Bill No. 380, An Act providing for liens in favor of hospitals.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass.

Amend House Bill 380 by striking out everything after the enacting clause, and substituting in place thereof the following:

1. *Entitled to Lien.* Every individual, partnership, firm, association, corporation, institution or any governmental unit or combination or parts thereof maintaining and operating a hospital licensed in the State of New Hampshire, which shall furnish medical or other service to any patient injured by reason of an accident not covered by the Workmen's Compensation Act, shall, if such injured patient shall assert or maintain a claim against another for damages on account of such injuries, have a lien upon that part going or belonging to such patient, or to the person responsible for the payment of such patient's bills, of any recovery or sum had or collected or to be collected by such

patient or by the person responsible for the payment of such patient's bills, or by his heirs or personal representatives in the case of his death, whether by judgment or by settlement or compromise to the amount of the reasonable and necessary charges of such hospital for the treatment, care and maintenance of such patient in such hospital up to the date of payment of such damages. The provisions of this act shall not be applicable to accidents and injuries within the purview of the Workmen's Compensation Law.

2. *Notice of Lien.* No such lien shall be effective unless a written notice containing the name and address of the injured person, the date of the accident, the name and location of the hospital, and the name of the person or persons, firm or firms, corporation or corporations alleged to be liable to the injured party for the injuries received, shall be filed with the clerk of the town or city in which such hospital is located not later than ten days after the patient has been discharged from the hospital and prior to the payment of any monies to such injured person, his attorneys or legal representatives as compensation for such injuries; nor unless the hospital shall mail, registered mail, return receipt requested, a copy of such notice with a statement of the date of filing thereof to (1) the person or persons, firm or firms, corporation or corporations, alleged to be liable to the injured patient for the injuries sustained prior to the payment of any monies to such injured person, his attorneys or legal representatives, as compensation for such injuries and (2) to any insurance carrier which has insured such person, firm or corporation against such liability. The person or persons, firm or firms, corporation or corporations alleged to be liable to the injured patient shall upon request of the hospital disclose the name of his or its insurance carrier which has insured such person, firm or corporation against such liability.

3. *Duration of Lien.* Any person or persons, firm or firms, corporation or corporations, including an insurance carrier, making any payment to such patient or to his attorneys or heirs or legal representatives, or to any other person as compensation for the injury sustained, after the filing and receipt of such notice without paying to such hospital the amount of its lien or so much thereof as can be satisfied out of the monies due under any final judgment or compromise or settlement

agreement after paying the amount of any prior liens, shall for a period of one year from the date of payment to such patient or his heirs, attorneys or legal representatives, or other person, as aforesaid, be and remain liable to such hospital for the amount which such hospital was entitled to receive as aforesaid; and any such association, corporation or other institution maintaining such hospital may, within such period, enforce its lien by a suit at law against such person or persons, firm or firms, corporation or corporations making any such payment.

4. *Index of Liens.* Every town or city clerk shall, at the expense of the town or city, provide a book or card filing system to be called the hospital lien docket in which, upon the filing of any lien claim under the provisions of this act, he shall enter the name of the injured person, the name of the person, firm or corporation alleged to be liable for the injuries, the date of the accident and the name of the hospital or other institution making the claim. Said clerk shall make a proper index of the same in the name of the injured person and such clerk shall be entitled to be paid a fee of fifty cents by the lien claimant for such filing.

5. *Takes Effect.* This act shall take effect upon its passage.

The report was accepted, amendment adopted, and the bill as amended was ordered to a third reading this afternoon at 2:00 o'clock.

Senator McMeekin, for the Committee on Engrossed Bills, to whom was referred:

Senate Bill No. 3, An Act relative to election campaign receipts and expenditures and their publication.

Having considered the same, reported the same under Joint Rule No. 6, with the following amendment, and recommended that the bill as amended ought to pass.

Amend said bill by striking out the first four lines of section 1 and inserting in place thereof the following:

1. *Elections.* Amend chapter 42 of the Revised Laws as amended by chapter 185, Laws of 1945, chapter 205, Laws of 1947, section 2, chapter 230, Laws of 1951 and sections 6 to 10 inclusive, chapter 190, Laws of 1953 (chapter 70, RSA) by

striking out said chapter and inserting in place thereof the following:

Chapter 42

On motion of Senator McMeekin, the Senate voted to adopt the amendment offered by the Committee on Engrossed Bills to the above entitled bill.

Engrossed Bills

The Committee on Engrossed Bills reported that they have examined and found correctly engrossed the following entitled Senate and House bills and House joint resolutions:

Senate Bill No. 102, An Act relating to the exclusive right of the Rye Water District to acquire water rights within a part of the town of Rye.

Senate Bill No. 128, An Act relative to the effective date of an act relative to school tuition.

House Bill No. 39, An Act relative to season for taking wild deer.

House Bill No. 362, An Act relative to dredging Hampton Harbor, protection of shore at Boar's Head in the town of Hampton and a study of seacoast erosion problems, and the Old Homestead Highway in Cheshire County.

House Joint Resolution No. 52, Joint Resolution relative to purchase of boat for the fish and game department.

House Joint Resolution No. 60, Joint Resolution in favor of Austin H. Reed.

House Bill No. 397, An Act to establish a comfort station at North Beach in Hampton.

House Bill No. 424, An Act providing for fixing a date for the determination of stockholders of record or the closing of stock transfer books.

LAURIER A. LAMONTAGNE,
For the Committee.

Senator Caron, for the Committee on Finance, to whom was referred:

House Bill No. 529, An Act making appropriations for the expenses of certain departments of the State for the year ending June 30, 1956.

Having considered the same, reported the same with the following amendments, and recommended that the bill as amended ought to pass.

The report was accepted.

On motion of Senator Adams, the Senate voted to resolve itself into a Committee of the Whole to study and report back to the Senate their recommendation on the proposed amendments to the above entitled bill.

Committee of the Whole

The Senate re-assembled.

On motion of Senator Ferguson, the Senate voted to adopt the amendments offered by the Committee on Finance as amended by the Committee of the Whole, on the above entitled bill.

House Bill No. 529, An Act making appropriations for the expenses of certain departments of the State for the year ending June 30, 1956.

Amend said bill by striking out after the words "to wit:" all words and figures relative to the legislative branch and inserting in place thereof the following: A continuing appropriation which shall not lapse, shall not be transferred to any department, institution or account, and which shall be for the expenses of the legislature, including \$28,950.00 for the office of legislative assistant to the appropriations and finance committees, as provided by sections 33-37, chapter 9 of the Revised Laws, as inserted by chapter 10, Laws of 1953 (sections 30-34, chapter 14, RSA), and \$10,000.00 for the office of legislative budget analyst. (Salary of legislative budget assistant \$8,500.00, other personal services \$18,700.00, current expenses \$850.00, travel \$800.00, equipment \$100.00.) (Salary of legislative budget analyst \$5,500.00, secretary \$3,120.00, other expenditures \$1,380.00.)

	\$275,000.00
Council of state governments	2,500.00
Legislative council*	2,500.00

Total for legislative branch	\$280,000.00
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Amend said bill by striking out in paragraph For executive branch: Office of governor, the words and figures "Other personal services †19,440.00" and inserting in place thereof

the words and figures, Other personal services †20,700.00. Further amend said paragraph by striking out the words and figures "Total \$36,190.00" and inserting in place thereof the words and figures, Total \$37,450.00. Further amend said paragraph by striking out the words and figures "Total for governor's office \$69,490.00" and inserting in place thereof the words and figures, Total for governor's office \$70,750.00. Further amend said paragraph by striking out the words and figures "Total for executive branch \$154,890.00" and inserting in place thereof the words and figures, Total for executive branch \$156,150.00.

Amend the paragraph For judicial branch: For supreme court: by striking out the words and figures "Other personal services 5,180.00" and inserting in place thereof the words and figures, Other personal services, 5,380.00. Further amend said paragraph "For supreme court" by striking out the words and figures,

"Total	\$84,115.00
Less estimated revenue	680.00
Net appropriation	\$83,435.00"
and inserting in place thereof the words and figures,	
Total	\$84,315.00
Less estimated revenue	680.00
Net appropriation	\$83,635.00

Further amend said paragraph "For judicial branch:" by striking out the words and figures "For judicial council * 3,300.00" and inserting in place thereof the words and figures, For judicial council * 4,200.00. Further amend said paragraph by striking out the words and figures, "Total judicial branch \$266,350.00" and inserting in place thereof the words and figures, Total judicial branch \$267,450.00.

Amend the bill by striking out the paragraph "For adjutant general's department: Central administrative office:" by striking out the words and figures, "State flags 120.00, by striking out the words and figures "Total \$35,077.56" and inserting in place thereof the words and figures, State flags 180.00; and inserting in place thereof the words and figures, Total \$35,137.56. Amend the paragraph "For adjutant general's

department: Armories:" by striking out the words and figures "Current expenses 82,000.00" and inserting in place thereof the words and figures, Current expenses 87,000.00. Further amend said paragraph by striking out the words and figures "Total 149,559.30" and inserting in place thereof the words and figures, Total 153,559.30. Further amend the paragraph "For adjutant general's department" by striking out the words and figures

"Total for adjutant general's department	\$293,692.86
Less estimated revenue	38,850.00
Net appropriation	\$254,842.86"
and inserting in place thereof the words and figures, Total for adjutant general's department	
	\$298,752.86
Less estimated revenue	38,850.00
Net appropriation	\$259,902.86

Amend the bill in the paragraph "For administration and control: Division of budget and control:" by striking out the words and figures, "Salary of budget analyst 5,500.00" and inserting in place thereof, Salary of assistant business supervisor 6,000.00. Change the total as follows: \$75,352.06 changed to \$75,825.06.

Amend the paragraph "For administration and control: Division of Purchase and property: Surplus food distribution:" by striking out said paragraph and inserting in place thereof the following:

Surplus food and commodities distribution:	
Salary of director	\$5,000.00
Salary of supervisor of surplus food and commodities	4,558.20
Other personal services	4,940.00
Current expenses	24,235.00
Travel	2,500.00
Other expenditures	
Employees retirement	940.93
Total	\$42,174.13‡

Less estimated revenue and balance	42,174.13‡
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Net appropriation	0.00
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‡ Authority is hereby given to utilize so much as may be necessary of the balance accumulated as of June 30, 1955 or any surplus accumulating during the fiscal year 1956 within this subdivision, to efficiently operate this division without the use of any other state funds.

Amend the paragraph For administration and control by striking out the words and figures "Total for administration and control \$465,437.86" and inserting in place thereof, Total for administration and control \$465,937.86.

Amend the paragraph For department of agriculture: Division of markets and standards: by striking out the words and figures "Personal services \$26,661.90" and inserting in place thereof the words and figures, Personal services \$27,261.90. Further amend said paragraph by striking out the words and figures "Total 45,301.40" and inserting in place thereof the words and figures, Total 45,901.40.

Amend the paragraph For department of agriculture: Division of animal industry: by striking out the words and figures "Travel 6,200," and striking out the words and figures "Equipment 4,800" and inserting in place thereof the words and figures, Travel 7,900. Further amend said paragraph by striking out the words and figures "Total 174,984.43" and inserting in place thereof the words and figures, Total 171,884.43.

Amend the paragraph For department of agriculture: Insect and plant disease control: by striking out the words and figures "Personal services \$24,240.00," by striking out "Travel 5,000.00," by striking out "Total 30,780.00," and inserting in place thereof the words and figures, Personal services 23,240.00, Travel 5,800.00, Total 30,580.00.

Amend the paragraph For department of agriculture: Milk control: by striking out the same and inserting in place thereof the following:

Personal services	\$11,318.17
Current expenses	2,680.00

Travel	1,600.00
Equipment	1,287.50

Total	\$16,885.67
Less estimated revenue	16,885.67

Net appropriation	0.00
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Amend the paragraph For department of agriculture by striking out the words and figures, "Total for department of agriculture \$331,289.90" and inserting in place thereof the words and figures, Total for department of agriculture \$328,589.90.

Amend the paragraph for the attorney general by striking out the words and figures "Current expenses 3,000" and inserting in place thereof the words and figures, Current expenses 3,500.00. Change the totals as follows: \$77,820.23 changed to \$78,320.23; \$86,550.23 changed to \$87,050.23; \$83,550.23 changed to \$84,050.23.

Amend the paragraph For forestry division (forestry and recreation): District fire supervision by striking out the words and figures "Less estimated revenue and balance 63,173.00" and inserting in place thereof, Less estimated revenue and balance ***63,173.00. Amend the paragraph For forestry division (forestry and recreation): Nursery: by striking out the words and figures "Less estimated revenue and balance 11,116.75" and inserting in place thereof, Less estimated revenue and balance *** 11,116.75. Further amend said paragraph For forestry division (forestry and recreation): by adding at the end thereof the following footnote: ***If the federal grant exceeds the above estimate, such excess may be expended with the approval of the governor and council for said purposes.

Amend the bill in the paragraph For Department of Health: Administration: State, by striking out the words and figures, "Other personal services 23,363.90" and inserting in place thereof, "Other personal services 23,963.90.**

Further amend said paragraph by striking out the words and figures "Current Expenses 16,000" and inserting in place thereof, Current Expenses 17,500.00

Change total and net appropriation as follows: \$49,893.90 changed to \$51,993.90, \$46,083.90 changed to \$48,183.90.

** Of this amount, \$900.00 shall be for the part-time services of a Clerk I for the Cancer Commission.

Amend the bill in the appropriation For Department of Health, Hospital Services, State, by striking out and inserting in place thereof the following:

Hospital Services, State.

Personal Services	19,489.80
Current Expenses	500.00
Travel	2,600.00

Total	\$22,589.80
Less Estimated Revenue	2,000.00

Net Appropriation \$20,589.80

Amend the bill in the paragraph For department of health, Hospital services, federal; by striking out said paragraph and inserting in place thereof the following,

Hospital services; federal

Current expenses	\$340.00
Travel	1,000.00

*Total	\$1,340.00
*Less estimated revenue	1,340.00

Net appropriation 0.00

Amend the paragraph For department of health: Maternal and child health and crippled children's services: state by striking out the words and figures "Convalescent care and clinics 60,000.00" and inserting in place thereof the words and figures, Convalescent care and clinics 45,000.00. Change the total as follows: 116,499.00 changed to 101,499.00.

Amend the bill in the paragraph For department of health: Maternal and child health and crippled children's services; federal, and insert in place thereof the following:

Maternal and child health and crippled children's services:
federal

Personal Services	\$17,437.50	
Current expenses	56,317.50	
Travel	2,000.00	
Other expenditures:		
convalescent care and clinics	40,000.00‡	
Total	\$115,755.00	
*Less estimated revenue	115,755.00	
Net appropriation		0.00

* Any revenue received in excess of the estimate shall be available for further expenditure, subject to the following note.

‡ This item may only be expended provided the total received from federal funds for this division shall exceed \$75,755 and said excess is available for crippled children's services. In no event shall the expenditures under convalescent care and clinics exceed the sum of \$40,000.00.

Further amend said bill by striking out the footnote at the end of the appropriation for the department of health.

Amend the paragraph for department of health: Commission on alcoholism: by striking out the same and inserting in place thereof the following:

Commission on alcoholism:

Personal services	\$32,759.20	
Current expenses	45,000.00	
Travel	1,500.00	
Equipment	700.00	
Other expenditures:		
Medical and other expenses	2,000.00	
Total	\$81,959.20	
Less estimated revenue	4,800.00	
Net appropriation		77,159.20

Amend the appropriation for department of health by striking out the figures "722,178.55" for Total for department of health: State: and inserting in place thereof the figures, \$715,421.05.

Amend the bill by striking out footnote at the end of the appropriations for the department of health and inserting in place thereof the following:

* This amount available for expenditure only if funds are available as a federal grant. If the federal grant exceeds the above estimate such excess may be expended with the approval of the governor and council for said purposes, except as hereinabove provided.

Amend the bill in the paragraph for department of labor: Office of commissioner: by striking out said paragraph and inserting in place thereof the following:

Office of commissioner:

Salary of commissioner	\$6,589.37
Other personal services	7,910.00
Current expenses	6,000.00
Travel	700.00

Total	\$21,199.37
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Amend the paragraph for department of labor: Inspections division: by striking out the same and inserting in place thereof the following:

Inspections division:

Personal services	\$29,251.83
Current expenses	2,600.00
Travel	7,100.00
Equipment	180.00

Total	39,131.83
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Amend the appropriation for department of labor by striking out the words and figures "Total for department of labor \$84,176.20" and inserting in place thereof, Total for department of labor \$85,916.20.

Amend the bill in the appropriation for public welfare: Medical Pools: Old age assistance: by striking out the words and figures "State's share 354,120.00" and inserting in place thereof the following: State's share 419,811.60.

Amend the bill in the appropriation for public welfare: Medical pools: Aid to needy blind: by striking out the words

and figures, "State's share 23,615.28" and inserting in place thereof the words and figures, State's share 33,366.24.

Amend the bill in the appropriation for public welfare: Medical pools: Aid to permanently and totally disabled: by striking out the words and figures "State's share 15,984.00" and inserting in place thereof the words and figures, State's share 32,103.00.

Amend the bill in the appropriation for public welfare by striking out the words and figures "Total for public welfare \$2,823,925.60" and inserting in place thereof the words and figures, Total for public welfare \$2,915,487.16.

Further amend by striking out the words and figures "Net appropriation \$2,519,667.68" and inserting in place thereof, Net appropriation \$2,611,229.24.

Amend the bill in the appropriation for state Police: by striking out the paragraph and inserting in place thereof the following:

For state police:

Salary of superintendent	\$8,175.00
Other personal services	351,666.24
Current expenses	30,600.00
Travel	86,500.00
Equipment	50,000.00
Other expenditures:	
Retirement	19,000.00
	<hr/>
Total for state police	\$545,941.24
Less transfer from	
highway fund	464,050.05
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Net appropriation	<u><u>\$81,891.19</u></u>
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Amend the bill in the appropriation for state treasury by inserting after the word and figure "Equipment 4,500.00" the following:

*Other expenditures:—audit 5,000.00. Change the total as follows: \$84,030.50 changed to \$89,030.50.

* The legislative budget assistant shall designate a certified public accountant, not employed in state service, to make

the annual audit of the state treasury and said legislative budget assistant may accept the findings and report of said certified public accountant as fulfilling the provisions of section 12-a, chapter 23-A of the Revised Laws, (paragraph II, section 31, chapter 14 RSA) whereby the said legislative budget assistant is required to audit the accounts of the state treasurer.

Further amend the appropriation for state treasury by inserting Bounties 5,000.00. Change the total for state treasury as follows: \$151,225.77 changed to \$161,225.77.
Industrial School

Amend the bill in the appropriation for Industrial School: Agriculture: by striking out the same and inserting in place thereof the following:

Agriculture:

Personal services	\$10,919.40
Current expenses	15,682.50
Equipment	589.00

Total	\$27,190.90
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Less credit transfer	\$19,275.00
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Less estimated revenue	8,025.00	27,300.00
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Net reduction	—109.10
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Change total, and, net appropriation, as follows: \$327,366.25 changed to \$327,690.25. \$317,866.25 changed to \$318,190.25.

Amend the bill in the appropriation for Laconia State School, Custodial care, by striking out the same and inserting in place thereof the following:

Custodial Care:

Personal services	\$110,394.86
Current expenses	†210,914.00
Travel	25.00
Equipment	6,000.00**

Total	\$327,333.86
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† In this appropriation \$74,000 shall be for products used

from the institution's farm and no part of said sum shall be transferred to any other appropriation or expended for any other purpose. In this total appropriation for current expenses the sum of \$10,000 shall not be expended unless suitable surplus foods are not available.

** In this appropriation \$4,000.00 shall be for purchases of mattresses and no part of this amount shall be expended for any other purpose.

Change the total, and net appropriation, as follows: \$811,959.98 changed to \$839,390.26; \$788,459.98 changed to \$814,999.62.

Amend the bill in the appropriation for prison industries by striking out the words and figures "Personal services \$67,119.31" and inserting in place thereof the words and figures, Personal services \$69,469.45. Further amend by changing the total, and, estimated revenue, as follows: \$214,254.31 changed to \$216,604.45.

Amend the bill in the appropriation for state prison, Agriculture: by striking out the paragraph and inserting in place thereof the following:

Agriculture:

Personal services	\$11,437.88
Current expenses	22,185.00
Equipment	510.00
Other expenditures:	
Slaughtering, cutting and curing meat	1,000.00
Bunker silo	500.00
Refrigeration fees	75.00

Total	\$35,707.88
Less transfer credit	\$19,250.00
Less revenue	20,000.00

Net reduction		—3,542.12

Amend the bill in the appropriation for the University of New Hampshire by inserting in the footnote pertaining thereto, the following: In the fourth line insert after the word "sum,"

the words, not in excess of \$50,000.00, so that said footnote as amended shall read as follows:

* It is estimated that the income received by the university from tuition charges will be \$1,072,000.00 for the year. In case this amount of income from this source is not received the state's appropriation for the university will be increased by such sum, not in excess of \$50,000.00, as represents the difference between \$1,072.00 and the amount actually received from tuition charges. Such provisions of section 22 of chapter 222, Revised Laws (section 28, chapter 187, RSA) as may be inconsistent with the provisions of this note are hereby suspended for the fiscal year ending June 30, 1957. The provisions of section 18, chapter 222, Revised Laws (section 24, chapter 187, RSA) are suspended for the fiscal year ending June 30, 1957.

Amend the bill in the appropriation for board of education by striking out the paragraph for "Foundation aid" and inserting in place thereof the following:

Foundation aid:

State aid to school districts	1,200,000.00
Transportation, board, tuition	6,000.00

Total	1,206,000.00
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Amend the bill in the appropriation for board of education, Vocational rehabilitation: federal, by inserting after the words and figures "Retirement 1,200.00," Disability determinations 15,000.00. Change the total, and estimated revenue as follows: \$58,273.00* changed to \$73,273.00.*

Amend the bill in the appropriation for board of education by inserting after the paragraph for Education of the Deaf, the following new paragraph:

Area Vocational schools:

Personal services	\$2,490.00
Current expenses	300.00
Travel	200.00

Other expenditures:

Reimbursements to school districts	47,010.00
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Total	50,000.00
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Change the Total for board of education, and Net appropriation as follows: \$3,018,618.99 changed to \$3,068,618.99. \$2,153,294.63 changed to \$2,203,294.63.

Amend the bill in the paragraph for board of education by striking out the footnote to "income" and inserting in place thereof the following new footnote:

In addition to the above appropriation said department shall receive for disbursement any excess over estimates in the income of the teachers' colleges, from dormitories, tuition, practice schools and extension courses, and revenue from tuitions received by the Manchester and Portsmouth technical institutes. No nursery school program shall be allowed at either Keene or Plymouth teachers' colleges, and no funds out of this appropriation or any other available funds shall be used for this purpose.

Amend the bill in the appropriation for board of education by striking out the third footnote at the end of said appropriation and inserting in place thereof the following:

In addition to the above appropriation, said department shall receive for disbursement sums paid by school districts for the additional salaries of superintendents under the provisions of section 44, chapter 135, Revised Laws (section 44, chapter 189, RSA). The appropriation to cover the state's share for personal services for state-wide supervision is at the same rates of compensation as for the fiscal year 1954-1955. All helping teacher positions hereinafter established shall be only after a majority vote in a majority of the school districts in the supervisory union requesting the establishment of the position of helping teacher at their respective annual school district meetings.

Amend the bill in the Appropriation For Board of Probation by striking out the same and inserting in place thereof the following:

For Board of Probation:

Salary of Director	\$6,115.00
Other personal services	108,935.18
Current expenses	8,967.00
Travel	11,750.00
Equipment	500.00

Total

\$136,267.18

Amend the bill in the appropriation for water resources board by striking out the words and figures "Other personal services 25,454.40" and inserting in place thereof the words and figures, Other personal services 25,529.40. Further amend by striking out the words and figures "Travel 2,075.00" and inserting in place thereof the words and figures, Travel 2,325.00. Change the total as follows: \$47,756.05 changed to \$48,081.05. Further amend by striking out the words and figures "Total for water resources board \$61,681.05" and inserting in place thereof the words and figures, Total for water resources board \$62,006.05.

Further amend by striking out "Less transfer from Pittsburgh project * 5,000.00

Further amend the appropriation For water resources board, by striking out all after, Total for water resources board \$61,681.05 and inserting in place thereof

Less transfer from highway	\$4,500.00	
Less transfer from Pittsburgh project*	4,000.00	
		<u>8,500.00</u>
Net appropriation		<u><u>\$53,506.05</u></u>

* Transferred by vote of the directors.

Amend the bill in the appropriation for aeronautics commission by striking out the paragraph and inserting in place thereof the following:

For aeronautics commission:

Salary of director	\$6,720.00	
Other personal services	11,612.90	
Current expenses	2,600.00	
Travel	1,500.00	
Equipment	1,400.00	
		<u></u>
Total		\$23,832.90
Less estimated revenue		2,500.00
		<u></u>
Net appropriation		\$21,332.90

Airways toll fund*	\$7,500.00	
Less transfers and balance	7,500.00	
Net appropriation		0.00
Total for aeronautics commission		\$21,332.90

* Expenditures shall not exceed existing balances plus revenue.

Amend the appropriation for the bank commissioner by striking out the same and inserting in place thereof the following:

For bank commissioner:

Salary of commissioner	\$8,415.00
Salary of deputies (two)	12,573.00
Other personal services	57,733.03
Current expenses	5,612.00
Travel	9,700.00
Equipment	2,500.00
Other expenditures:	
Retirement	4,780.92

Total for bank commissioner	\$101,313.95
*Less revenue	80,325.95

Net appropriation	20,988.00
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* The bank commissioner shall collect from the institutions the condition and management of which he is required to examine under the provisions of section 8 of chapter 307 of the Revised Laws, (section 9, chapter 383 RSA) as the cost of such examination, the sum of \$80,325.95 for fiscal year ending June 30, 1956, and each such institution shall pay to the state within thirty days after receipt by it of notice of assessment such proportion of the said stated sum so collectible as its assets bear to the total assets of all such institutions as shown by their reports to the bank commissioner as of the thirtieth day of June pre-

ceding such payments; provided, however, the sum to be paid by each such institution shall not be less than the following:

Savings bank or trust company	\$50
Building and loan association	\$25
Credit Union	\$15
Small loan licensee	\$10
Miscellaneous institution	\$25

and any amount collected under the provisions of this minimum assessment in excess of the stated assessment together with said stated assessment amounts shall be credited to the appropriation for the bank commissioner.

Amend the bill in the paragraph for liquor commission, Stores operation, by striking out said paragraph and inserting in place thereof the following:

Stores operation:

Personal services	\$604,503.69
Current expenses	200,500.00
Travel	8,500.00
Equipment	10,500.00
Other expenditures — retirement	34,455.27
Total	858,458.96

Change total for liquor commission, and revenue as follows: \$1,201,328.64 changed to \$1,219,798.81.

Planning and Development

Amend the bill in the appropriation for planning and development commission, by striking out the figure “99,109.95†” and inserting 99,109.95. Further amend by striking out the figure “90,000.00†” and inserting 90,000.00. Further amend said appropriation by striking out the footnote at the end thereof.

Amend the bill in the appropriation for racing commission by striking out the words and figures “Other personal services 30,147.60” and inserting in place thereof the words and figures, Other personal services 35,747.60.* Change the total for racing commission, and revenue as follows: \$41,927.60 changed to \$47,527.60.

* Such portion of this amount as constitutes the compensa-

tion of the official steward or associate judge of the state racing commission, shall be reimbursed to the state by the person, association, or corporation conducting the race or meet.

Amend the bill in the appropriation For State Tax Commission: Administration Office of Commission: by striking out the words and figures "Other personal services 46,982.73" and inserting in place thereof, "Other Personal Services 36,982.73. \$94,633.73 changed to 84,633.73.

Amend the bill in the appropriation for state tax commission, Municipal account: by striking out the words and figures "Less estimated revenue 15,000.00" and inserting in place thereof the words and figures, Less estimated revenue 24,000.00. Change net appropriation as follows: 33,295.57 changed to 24,295.57.

Change total for Tax Commission as follows: \$199,636.80 changed to 180,646.80.

Amend the bill in the appropriation for teachers' retirement system by striking out the words and figures "Current expenses 1,560.00" and inserting in place thereof, Current expenses 1,760.00. Further amend by striking out the words and figures "Travel 700.00" and inserting in place thereof, Travel 775.00. Change the total for teachers' retirement system as follows: \$280,214.00 changed to \$280,489.00.

Amend the bill in the appropriation for fish and game department, Conservation: by striking out the paragraph and inserting in place thereof the following:

Conservation:

Personal services	\$158,762.44
Current expenses	18,000.00
Travel	71,000.00
Equipment	6,500.00

Total	254,262.44
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Further amend the appropriation for fish and game department by changing the total for fish and game department and the estimated revenue and balance as follows: \$1,059,502.26 changed to \$1,034,502.26.

Amend the bill in the appropriation for motor vehicle department, Inspectional services by striking out the words

and figures "Travel 18,000.00" and inserting, Travel 22,200.00. Change total as follows: 93,814.04 changed to 98,014.04. Change total for motor vehicle department, and revenue as follows: \$502,539.29 changed to \$506,739.29.

Total net appropriation:

Amend the bill by striking out the words and figures "Total net appropriation \$16,958,021.24 and inserting in place thereof, Total net appropriation \$17,135,954.94.

Further amend the bill by inserting after section 4 the following new section:

5, *Business Supervisor*. Amend section 21 of chapter 23-A of the Revised Laws, as inserted by section 1, part 6, chapter 5, Laws of 1950 (section 36, chapter 8, RSA) by adding at the end thereof the following: (4) advise with the respective executive heads, boards, and commissions of the various state departments in relation to establishment, supervision and maintenance of uniform and efficient business records, business practices and business management, and to perform such other duties of assisting the state departments as the comptroller may require of him. (5) Subject to the approval of the comptroller the business supervisor may appoint an assistant business supervisor who shall receive such salary as may be provided by appropriation therefor.

6. *Legislative Budget Analyst*. Amend chapter 9 of the Revised Laws (chapter 14, RSA) by inserting after section 25 the following new subdivision:

Legislative Budget Analyst.

25-a. *Appointment*. The appropriation committee of the house of representatives and the finance committee of the state senate, acting as a special committee shall appoint a legislative budget analyst whose name shall be filed with the secretary of state. Said budget analyst shall receive such compensation as may be determined by the legislature and shall be reimbursed for actual expenses when engaged in the duties of his office.

25-b. *Duties and Assistants*. The legislative budget analyst shall act as assistant to the appropriations committee of the house of representatives and the finance committee of the state senate during the sessions of the legislature and in

the interim shall make research into the various operations of state departments, institutions, commissions, boards, and other agencies of state government as directed by the special committee. He shall report his findings and recommendations to said special committee on or before the first Tuesday of February of each regular session of the legislature. Said budget analyst shall attend all hearings on state budgets as provided in section 7, chapter 23, of the Revised Laws. Said budget analyst may employ such non-classified clerical assistance as he may require within the limits of the appropriation made therefor. Sections 2 and 3 of the act making appropriations for the year ending June 30, 1956, shall in no way effect the personnel of the office of legislative budget analyst.

25-c. *Information and Office Space.* All state departments, institutions, boards, commissions and other agencies of state government shall provide such information as may be requested by said budget analyst and shall file copies of all reports with said analyst. Said budget analyst shall be provided with copies of such accounting records as in his discretion may be necessary for the efficient discharge of his duties. Office space shall be made available within legislative quarters and such legislative equipment as is required shall be available for his use. Supplies and equipment which have been assigned to the deputy legislative assistant are hereby transferred to said budget analyst.

25-d. *Dismissal and Filling Vacancy.* The legislative budget analyst may be dismissed at any time for good cause shown in a complaint brought by the said special committee after a full hearing by said special committee and by a majority vote thereof. When the position of legislative budget analyst shall become vacant for any reason, the chairman of the house appropriations committee shall call a joint meeting of the house appropriations committee and the senate finance committee not more than one month after the vacancy occurs for the purpose of filling said vacancy.

7. *Budget Assistant.* Amend sections 34, 37 and 38 of chapter 9 of the Revised Laws, as inserted by chapter 10, Laws of 1953 (sections 31, 34 and 35, chapter 14, RSA) by striking out said sections and inserting in place thereof the following:
34. *Duties.* The legislative budget assistant shall post-audit

all state revenue receipts and expenditures and audit the accounts of the state treasurer. The latter audit shall include, but shall in no way be limited to, a post-audit of expenditures under the capital budget. He shall make such reports and statements to the appropriations and finance committees relative to such audits and post-audits as may be necessary to keep said committees informed as to the results of said audits and post-audits and the financial condition of the state treasury. 37. *Assistants.* The legislative budget assistant with the approval of the special committee may appoint such auditors and assistants as he may require within the limits of the appropriation made for his department on recommendation of the special committee. Such auditors and assistants shall be exempt from the provisions of the personnel law. 38. *Vacancies.* When the position of the legislative budget assistant becomes vacant the chairman of the house appropriations committee shall call a joint meeting of the house appropriations committee and the senate finance committee not more than one month after the vacancy occurs for the purpose of filling such vacancy.

Further amend said bill by re-numbering section 5 to read section 8.

The bill being on its second reading, and upen to further amendment, Senator Packard offered the following amendment, and moved its adoption:

Amend the paragraph for the Department of Health by striking out the figure "45,000" where it appears and inserting in place thereof the figure, 60,000.

On a *viva voce* vote, the negative prevailed, and the amendment was not adopted.

The bill as amended was then ordered to a third reading and final passage this afternoon at 2:00 o'clock.

On motion of Senator Merrill, House Bill No. 530, An Act making appropriations for the expenses of certain departments of the State for the year ending June 30, 1957, with the accompanying report, was laid upon the table.

On motion of Senator Matthews, the Senate adjourned from the morning session at 9:40 p. m.

Afternoon

The Senate re-assembled.

Third Reading of Bills

The following entitled bills were read a third time and passed:

Senate Bill No. 124, An Act relative to safety regulations for commercial establishments and to workmen's compensation agreements.

House Bill No. 380, An Act providing for liens in favor of hospitals.

House Bill No. 529, An act making appropriations for the expenses of certain departments of the State for the year ending June 30, 1956.

On motion of Senator McMeekin, the Senate adjourned.

WEDNESDAY, JULY 20, 1955

The Senate met according to adjournment.

Leaves of Absence

Senator Ainsworth, District No. 8, and Senator LaRoche, District No. 20, were granted leaves of absence for the day on account of important business.

Introduction of Guests

The President welcomed to the Senate Mr. and Mrs. Harold Adams of Swanzey, the first visitors from the newly named Old Homestead Highway in Cheshire County, who were the guests of Senator Landers, District No. 10, and Senator English, District No. 11.

Report of Committee of Conference

The Committee of Conference, to whom was referred House Bill No. 81, An Act relative to penalties for certain motor vehicle violations, having considered the same, reported the same with the following recommendation:

That the House recede from its position of non-concurrence, that the Senate recede from its position in adopting

its amendment and that the following amendment be adopted by the Senate and the House:

Amend said bill by striking out all after the enacting clause and inserting in place thereof the following:

1. *Revocation of Licenses.* Amend section 16 of chapter 118 of the Revised Laws (section 19, chapter 262 RSA) by striking out the same and inserting in place thereof the following: 16. *Intoxication.* Any person who shall be convicted of operating, or attempting to operate, a motor vehicle upon any way while under the influence of intoxicating liquor, or any narcotic or habit-producing drug, shall be imprisoned for not more than six months or shall be fined not more than five hundred dollars, or both; his license shall be revoked for a period of sixty days and at the discretion of the court for a period not to exceed two years. Upon a second conviction he may be imprisoned for not less than one month nor more than six months, and fined not less than one hundred dollars nor more than five hundred dollars; his license shall be revoked and he shall be ineligible for a license for the next three calendar years.

2. *Takes Effect.* This act shall take effect upon its passage.

FRANCIS F. FAULKNER
CLAYTON F. COLBATH
WM. H. CRAIG, JR.

Conferees on the Part of the House.

JAMES C. CLEVELAND
ARCHIBALD H. MATTHEWS
Conferees on the Part of the Senate.

On motion of Senator Cleveland, the Senate voted to adopt the report of the Committee of Conference on the above entitled bill.

On motion of Senator Keller, the rules of the Senate were so far suspended as to permit the introduction of a committee report not previously advertised in the Journal.

Senator Washburn, for the Joint Committee on Labor and Education, to whom was referred:

House Joint Resolution No. 17, Joint Resolution relating to teachers' retirement system study.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted, and the bill referred to the Committee on Finance under the rules.

On motion of Senator McMeekin, the President declared a two-minute recess.

(Recess)

The Senate re-assembled.

Introduction of Senate Bills

Senator Foote introduced the following entitled bill, which was read a first and second time, laid upon the table to be printed and referred:

To the Committee on Transportation:

Senate Bill No. 131, An Act relative to weight of certain combination vehicles and semi-trailers.

Senators Cleveland and Powell introduced the following entitled bill, which was read a first and second time, laid upon the table to be printed, and referred:

To the Committee on Judiciary:

Senate Bill No. 132, An Act relative to the discharge or removal of county employees.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bill, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 526, An Act relative to the distribution of copies of the Revised Statutes Annotated to members of the General Court.

The message further stated that the House of Representatives refused to concur with the Honorable Senate in the passage of the following entitled bill, sent down from the Honorable Senate:

Senate Bill No. 96, An Act providing for referendum vote on the use of fluorides in public water supplies.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in the passage of the following entitled bills, sent down from the Honorable Senate:

Senate Bill No. 118, An Act relating to the school district of the town of Rye.

Senate Bill No. 121, An Act relative to salaries of court stenographers.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its amendments to the following entitled bill:

House Bill No. 4, An Act relative to the marking of the line dividing the state for the purpose of the taking of deer.

The message further stated that the House of Representatives has refused to concur with the Honorable Senate in its amendments to the following entitled bill and asks for a Committee of Conference:

House Bill No. 529, An Act making appropriations for the expense of certain departments of the state for the year ending June 30, 1956.

The Speaker has appointed as members of such committee on the part of the House, the Messrs. Scamman of Stratham, Pillsbury of Manchester, Rowell of Newport, Davis of Hopkinton and Sheridan of Berlin.

On motion of Senator Merrill, the Senate voted to accede to the request for a Committee of Conference on the above entitled bill.

Pursuant to the above, the President appointed as members of such committee on the part of the Senate, Senators Merrill, District No. 23, McMeekin, District No. 3 and Ferguson, District No. 14.

Read and Referred

The following entitled bill, sent up from the House of Representatives, was read a first and second time, and referred:

To the Committee on Finance:

House Bill No. 526, An Act relative to the distribution of copies of the Revised Statutes Annotated to members of the General Court.

On motion of Senator McMeekin, the rules of the Senate were so far suspended as to permit introduction of a committee report not previously advertised in the Journal.

Senator Caron, for the Committee on Finance, to whom was referred:

Senate Joint Resolution No. 6, Joint Resolution relative to supplemental appropriation for the education of the deaf.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at 2 o'clock.

On motion of Senator McMeekin, the rules of the Senate were so far suspended as to place the above entitled bill on its third reading and final passage at the present time.

Engrossed Bills

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled House and Senate Bills:

House Bill No. 4, An Act relative to the marking of the line dividing the state for the purpose of the taking of deer.

House Bill No 307, An Act to increase the salaries of the county commissioners of Hillsborough county.

Senate Bill No. 116, An Act relating to solicitation of funds for charitable purposes.

Senate Bill No. 118, An Act relating to the school district of the town of Rye.

Senate Bill No. 121, An Act relative to salaries of court stenographers.

Senate Bill No. 109, An Act authorizing the creation of regional planning commissions.

NORMAN A. McMEEKIN

For the Committee.

The President declared a two-minute recess.

(Recess)

The Senate re-assembled.

Special Order

Senator Cleveland called for the Special Order, it being consideration of the amendments offered by the Committee on

Education to: House Bill No. 142 (In New Draft), An Act relative to employment, suspension and dismissal of teachers.

Amend paragraph III of section 42-b of chapter 135, Revised Laws as inserted by section 1 of said bill by striking out said paragraph and inserting in place thereof the following:

III. A teacher at the time of attaining continuing contract status shall receive from the state board of education a special certificate to be known as continuing contract certificate. No teacher shall be entitled to the special continuing contract certificate until and unless he has had a certificate to teach in the public schools of the state for a period of three years. A school board may, at its discretion, grant a teacher credit for any past service in computing attainment of continuing contract status. The attainment of continuing contract status shall be stated in the contract of employment and a copy thereof when signed by the superintendent, chairman of the school board, and the teacher shall be mailed promptly to the commissioner of education.

Amend section 42-g of chapter 135, Revised Laws, as inserted by section 1 of said bill by inserting after the words "suspension of" in the twelfth line the words, his continuing contract, so that said section as amended shall read as follows:

42-g. *Voluntary Termination of Contract.* On or before May 1, the school board shall give each teacher with continuing contract status a written notice, personally or by registered mail, of the terms of the teacher's contract, not otherwise specified by law, for the next school year, and within fourteen days after receipt of said notice, the teacher shall give written notice of acceptance, personally or by registered mail, to the school board, provided that a teacher may terminate a continuing contract with a school board, after acceptance, if written notice of termination is given to the school board on or before June 30, personally or by registered mail. A teacher who terminates a continuing contract after acceptance thereof, without giving notice of termination as herein prescribed, shall be penalized by suspension of his continuing contract certificate for three years by the commissioner of education, and such teacher shall lose continuing contract status and be on limited contract status for a period of three years before re-

suming continuing contract status unless the failure to give notice by June 30 is excused for cause by the school board.

(Discussion ensued)

Senator Landers, Adams and English spoke in favor of the adoption of the amendments.

Senators Cleveland, Matthews and Ferguson spoke against the adoption of the amendments.

(Senator Matthews in the Chair)

Question being on the adoption of the amendments to the above entitled bill.

On this question, Senator Landers demanded a roll call.

The Clerk proceeded to call the roll.

The following named Senators voted in the affirmative: Lamontagne, Powell, Landers, English, Colburn, Packard, Caron, O'Malley, Daniel, Smalley, Adams, Merrill and Foote.

The following named Senators voted in the negative: O'Brien, McMeekin, Washburn, Keller, Cleveland and Ferguson.

Thirteen Senators having voted in the affirmative, and six Senators having voted in the negative, the affirmative prevailed, and the amendments were adopted.

(The President assumed the Chair)

Senator Cleveland offered the following amendment, and moved its adoption:

Amend the bill by adding a new section. 4. Provided however that the provisions of this act shall not take effect in any school district that has not adopted the provisions hereof at an annual school district meeting after due notice to the members thereof. In school districts not having an annual meeting, the provisions hereof may be adopted by the school board or school committee entrusted with executing the powers of the district.

Further amend the bill by re-numbering section 4 to read section 5.

Question being on the adoption of the above amendment.

(Discussion ensued)

Senators Cleveland and Ferguson spoke in favor of the adoption.

Senators Adams and Landers spoke against the adoption. Senator Cleveland requested a four-minute recess, which was granted by the President.

(Recess)

The Senate re-assembled.

Senator Packard moved the previous question.

Question being: Shall the main question now be put?

On a *viva voce* vote, the affirmative prevailed.

Question being on the adoption of the above amendments.

On a *viva voce* vote, the Chair was in doubt.

Senator Ferguson demanded a roll call.

The Clerk proceeded to call the roll.

The following named Senators voted in the affirmative: O'Brien, McMeekin, Washburn, Matthews, Keller, Cleveland, Powell, English, Colburn, Paquette, Ferguson, Caron and O'Malley.

The following named Senators voted in the negative: Lamontagne, Landers, Packard, Daniel, Smalley, Adams, Merrill and Foote.

Thirteen Senators having voted in the affirmative, and eight Senators having voted in the negative, the affirmative prevailed, the amendments were adopted, and the bill as amended was ordered to a third reading this afternoon at 2:00 o'clock.

Taken From the Table

On motion of Senator Merrill, House Bill No. 530, An Act making appropriations for the expenses of certain departments of the state for the year ending June 30, 1957, was taken from the table.

Question being on the adoption of the amendments offered by the Committee on Finance as amended by the Committee of the Whole.

House Bill No. 530, An Act making appropriations for the expenses of certain departments of the State for the year ending June 30, 1957.

Amend said bill by striking out after the word "to wit:" all words and figures relative to the legislative branch and inserting in place thereof the following: A continuing appropriation which shall not lapse, shall not be transferred to any department, institution or account, and which shall be for the

expenses of the legislature, including \$29,750.00 for the office of legislative assistant to the appropriations and finance committees, as provided by sections 30-34, chapter 14, RSA, and including \$10,000.00 for the office of legislative budget analyst. (Salary of legislative budget assistant \$8,500.00, other personal services \$19,500.00, current expenses \$850.00, travel \$800.00, equipment \$100.00); (Salary of legislative budget analyst \$5,500.00, secretary \$3,270.00, other expenditures \$1,230.00.)

Council of state governments	2,500.00
Legislative council	2,500.00

Total for legislative branch	<u>\$280,000.00</u>
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Amend said bill by striking out in paragraph For executive branch: Office of governor, the words and figures, "Other personal services †19,940.00" and inserting in place thereof the words and figures, Other personal services †21,490.00. Further amend said paragraph by striking out the words and figures "Total \$37,190.00" and inserting in place thereof the words and figures, Total \$38,740.00. Further amend said paragraph by striking out the words and figures, "Total for governor's office \$54,490.00" and inserting in place thereof the words and figures, Total for governor's office \$56,040.00. Further amend said paragraph by striking out the words and figures "Total for executive branch \$141,490.00" and inserting in place thereof the words and figures, Total for executive branch \$143,040.00.

Amend the paragraph For Judicial branch: For supreme court: by striking out the words and figures "Other personal services 5,180.00" and inserting in place thereof the words and figures, Other personal services 5,380.00. Further amend said paragraph "For supreme court" by striking out the words and figures,

"Total	\$84,370.00
Less estimated revenue	680.00

Net appropriation	<u>\$83,690.00"</u>
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and inserting in place thereof the words and figures,

Total	\$84,570.00
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Less estimated revenue	680.00
Net appropriation	<u>\$83,890.00</u>

Further amend said paragraph For judicial branch by striking out the words and figures "For judicial council 3,300.00" and inserting in place thereof the words and figures, For judicial council 4,200.00. Further amend said paragraph by striking out the words and figures "Total for judicial branch \$267,407.67" and inserting in place thereof the words and figures, Total for judicial branch \$268,507.67.

Amend the bill in the paragraph For adjutant general's department: Central administrative office: by striking out the words and figures, "State flags 120.00" and inserting in place thereof the words and figures, State flags 180.00. Further amend said paragraph by striking out the words and figures, "Total \$35,002.83" and inserting in place thereof the words and figures, Total \$35,062.63.

Amend said paragraph For adjutant general's department: Armories: by striking out the words and figures "Current expenses 82,000.00" and inserting in place thereof the words and figures, Current expenses 87,000.00. Further amend said paragraph by striking out the words and figures "Total 153,528.50" and inserting in place thereof the words and figures, Total 158,528.50.

Further amend said paragraph For adjutant general's department: by striking out the words and figures,

"Total for adjutant general's department	\$301,846.83
Less estimated revenue	<u>39,322.50</u>
Net appropriation	\$262,524.33"

and inserting in place thereof the words and figures,

Total for adjutant general's department	\$306,906.83
Less estimated revenue	<u>39,322.50</u>
Net appropriation	<u>\$267,584.33</u>

Amend the bill in the appropriation For administration and control: Division of budget and control: by striking out the words and figures, "Salary of budget analyst 5,665.00" and inserting in place thereof the words and figures, Salary of assistant business supervisor 6,165.00. Change the total as follows: \$50,406.86 changed to \$50,906.86.

Amend the paragraph For administration and control: Division of purchase and property: Surplus food distribution: by striking out said subsection and inserting in place thereof the following:

Surplus food and commodities distribution:

Salary of director	\$5,150.00
Salary of supervisor of surplus	
food and commodities	4,782.90
Other personal services	5,180.00
Current expenses	24,245.00
Travel	2,500.00
Equipment	70.00
Other expenditures:	
Employees' retirement	980.83
Total	<hr/> \$42,908.73‡
Less estimated revenue	
and balance	<hr/> 42,908.73

Net appropriation 0.00

‡ Authority is hereby given to utilize so much as may be necessary of the balance accumulated as of June 30, 1955 or any surplus accumulating during the fiscal years 1956 and 1957 within this subdivision, to efficiently operate this division without the use of any other state funds.

Amend said paragraph For administration and control by striking out the words and figures "Total for administration and control \$433,815.58" and inserting in place thereof, Total for administration and control \$434,315.58.

Amend the paragraph For department of agriculture: Division of markets and standards: by striking out the words and figures "Personal services \$26,795.73" and inserting in place thereof, Personal services \$27,395.73. Change the total as follows: 45,202.73 to 45,802.73.

Amend the paragraph For department of agriculture: Division of animal industry: by striking out the words and figures "Travel 6,200.00" and inserting in place thereof, Travel 7,900.00. Change the total as follows: 171,541.10 to 173,241.10.

Amend the paragraph For department of agriculture: Insect and plant disease control: by striking out "Personal services \$24,318.84" and inserting in place thereof, Personal services \$23,318.84. Further amend said paragraph by striking out, "Travel 5,000.00" and inserting in place thereof, Travel 5,800.00. Change the total as follows: 30,743.84 to 30,543.84.

Amend the paragraph For department of agriculture: Milk control: by striking out the same and inserting in place thereof the following:

Personal services	\$11,510.00
Current expenses	2,680.00
Travel	1,600.00
Equipment	187.50

Total	\$15,977.50
Less estimated revenue	15,977.50

Net appropriation	0.00
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Amend the paragraph For department of agriculture: by striking out "Total for department of agriculture \$324,081.57" and inserting in place thereof, Total for department of agriculture \$326,181.57.

Amend the paragraph for the attorney general by striking out the words and figures "Current expenses 3,000.00" and inserting in place thereof the words and figures, Current expenses 3,500.00. Change the totals for attorney general's as follows: \$73,296.26 changed to \$73,796.26; \$82,026.26 changed to \$82,526.26 and \$79,026.28 changed to \$79,526.26.

Amend the paragraph For forestry division (forestry and recreation): District fire supervision: by striking out the words and figures "Less estimated revenue and balance 53,173.00" and inserting in place thereof, Less estimated revenue and balance ***63,173.00. Amend said paragraph For forestry division (forestry and recreation): Nursery: by striking out the words and figures "Less estimated revenue and balance

11,116.75" and inserting in place thereof, Less estimated revenue and balance ***11,116.75. Further amend said paragraph For forestry division (forestry and recreation): by adding at the end thereof the following note: *** If the federal grant exceeds the above estimate, such excess may be expended with the approval of the governor and council for said purposes.

Amend the bill in the appropriation for department of health, Administration, state, by striking out the words and figures "Other personal services 23,463.90" and inserting in place thereof, "Other personal services 24,063.90.**

Further amend said paragraph by striking out the words and figures "Current expenses 16,000.00" and inserting in place thereof, "Current expenses 17,500.00."

Change the total and net appropriation as follows: \$50,-263.90 changed to \$52,363.90; \$46,443.90 changed to \$48,543.90.

** Of this amount \$900.00 shall be for the part-time services of a Clerk I for the Cancer Commission.

Amend the appropriation For department of health, Hospital services, state, by striking out and inserting in place thereof the following:

Hospital services, state:

Personal services	\$19,896.55
Current expenses	500.00
Travel	2,600.00
<hr/>	
Total	\$22,996.55
Less estimated revenue	2,000.00
<hr/>	
Net appropriation	<u>20,996.55</u>

Amend the appropriation For department of health, Hospital services, federal, by striking out and inserting in place thereof the following:

Hospital services, federal:

Current expenses	\$340.00
Travel	1,000.00
<hr/>	
Total*	\$1,340.00

Less estimated revenue*	1,340.00
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Net appropriation	0.00
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Amend the bill in the appropriation for department of health, Maternal and child health and crippled children's services, state, by striking out the words and figures "Convalescent care and clinics 60,000.00" and inserting in place thereof, Convalescent care and clinics 45,000.00. Change the total as follows: 116,656.50 changed to 101,656.50.

Strike out the paragraph relative to maternal and child health and crippled children's services: federal, and insert in place thereof the following:

Maternal and child health and crippled
children's services: federal:

Personal services	\$17,527.50
Current expenses	56,227.50
Travel	2,000.00
Other expenditures:	
Convalescent care and clinics	40,000.00†
Total	\$115,755.00
Less estimated revenue*	115,755.00

Net appropriation	0.00
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* Any revenue received in excess of the estimate shall be available for further expenditure, subject to the following note:

† This item may only be expended provided the total received from federal funds for this division shall exceed \$75,755.00 and said excess is available for crippled children's services. In no event shall the expenditures under convalescent care and clinics exceed the sum of \$40,000.00.

Further amend said bill by striking out the footnote at the end of the appropriation for the department of health.

Amend the bill in the appropriation for department of health, Commission on alcoholism, by striking out the same and inserting in place thereof the following:

Commission on alcoholism:

Personal services	\$33,362.70
Current expenses	45,000.00
Travel	1,500.00
Equipment	200.00
Other expenditures:	
Medical and other expenses	2,000.00

Total	\$82,062.70
Less estimated revenue	—4,800.00

Net appropriation 77,262.70

Amend the bill in the appropriation for department of health by striking out the words and figures "Total for department of health: state \$643,819.15 and inserting in place thereof, Total for department of health \$637,089.15.

Amend the bill by striking out the footnote at the end of the appropriation for the department of health and inserting in place thereof the following:

* This amount available for expenditure only if funds are available as a federal grant. If the federal grant exceeds the above estimate such excess may be expended with the approval of the governor and council for said purposes, except as hereinabove provided.

Amend the bill in the appropriation for department of labor, Office of commissioner, by striking out the same and inserting in place thereof the following:

Office of commissioner:

Salary of commissioner	\$6,784.37
Other personal services	7,910.00
Current expenses	7,500.00
Travel	700.00

Total \$22,894.37

Amend the bill in the appropriation for department of labor, Inspections division, by striking out the same and inserting in place thereof the following:

Inspections division:

Personal services	\$29,611.50
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Current expenses	2,600.00
Travel	7,100.00
Equipment	100.00
<hr/>	
Total	39,411.50

Amend the bill in the appropriation for department of labor, Workmen's compensation division, by inserting after the figure "100.00," the following: Equipment 300.00. Change the total as follows: 23,657.83 changed to 23,957.83.

Amend the bill in the appropriation for department of labor, by striking out "Total for department of labor \$84,323.70" and inserting in place thereof, Total for department of labor \$86,363.70.

Amend the bill in the appropriation for public welfare, Medical pools, Old age assistance, by striking out the words and figures "state's share 354,120.00" and inserting in place thereof, state's share 419,811.60.

Amend the bill in the appropriation for public welfare, Medical pools, Aid to needy blind, by striking out the words and figures "State's share 23,615.28" and inserting in place thereof, State's share 33,366.24.

Amend the bill in the appropriation for public welfare, Medical pools, Aid to permanently and totally disabled, by striking out the words and figures "state's share 15,984.00" and inserting in place thereof, state's share 42,255.00.

Amend the bill in the appropriation for public welfare by changing the total and net appropriation as follows: \$2,886,880.55 changed to \$2,988,594.11. \$2,680,404.39 changed to \$2,782,117.95.

Amend the bill in the appropriation For recreation division (forestry and recreation) by inserting at the end thereof the following footnotes:

In purchasing supplies for resale under this division, preference shall be given to the purchase of products (1) manufactured in New Hampshire, and (2), products distributed by resident persons, firms, or corporations, in that order.

The forestry and recreation division shall not charge admission for any children of New Hampshire residents living

within ten miles of the Wellington State Park who are under the age of sixteen years. New Hampshire residents living within ten miles who are sixteen and older shall be admitted at a special lower rate of admission to be based on the operating cost of the said park for the previous year.

Amend the bill in the appropriation for state police, by striking out the same and inserting in place thereof the following:

For state police:

Salary of superintendent	\$8,400.00	
Other personal services	356,045.21	
Current expenses	30,600.00	
Travel	86,500.00	
Equipment	50,000.00	
Other expenditures:		
Retirement	19,000.00	
		<hr/>
Total for state police	\$550,545.21	
Less transfer from		
highway	467,963.43	
		<hr/>
Net appropriation		<u>\$82,581.78</u>

Amend the bill in the appropriation for state treasury by inserting after the word and figures "Equipment 3,000.00" the following:

* Other expenditures — audit 2,000.00

Change the total as follows: \$84,156.00 changed to \$86,156.00.

* The legislative budget assistant shall designate a certified public accountant, not employed in state service, to make the annual audit of the state treasury and said legislative budget assistant may accept the findings and report of said certified public accountant as fulfilling the provisions of section 12-a, chapter 23 (paragraph II, section 31, chapter 14, RSA) of the Revised Laws, whereby the said legislative budget assistant is required to audit the accounts of the state treasurer.

Further amend the appropriation for state treasury by inserting after "Net appropriation 0.00" the word and figures, Bounties 3,000.00. Change the total for state treasury as follows: Change \$151,351.27 to \$156,351.27.

Amend the bill in the appropriation for industrial school, Agriculture, by striking out the same and inserting in place thereof the following:

Agriculture:

Personal services	\$11,203.24
Current expenses	15,682.50
Equipment	264.00

Total	\$27,149.74
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Less credit transfer	\$19,875.00
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Less estimated revenue	8,025.00	27,900.00
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Net reduction	—750.26
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Change total, and net appropriation as follows: \$332,-495.55 changed to \$332,171.55. \$322,995.55 changed to \$322,-671.55.

Amend the bill in the appropriation for Laconia State School, Custodial care, by striking out same and inserting in place thereof the following:

Custodial care:

Personal services	\$112,730.23
Current expenses	210,914.00†
Travel	25.00
Equipment	6,000.00

Total	329,669.23
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Change the total, and net appropriation as follows: \$817,-247.65, changed to 844,565.33; \$793,747.65 changed to 821,-065.33.

† In this appropriation \$74,000.00 shall be for products used from the institution's farm and no part of said sum shall be transferred to any other appropriation or expended for any

other purpose. In this total appropriation for current expenses the sum of \$10,000.00 shall not be expended unless suitable surplus foods are not available.

Amend the bill in the appropriation for prison industries, by striking out the words and figures "Personal services \$67,456.51" and inserting in place thereof, Personal services \$69,926.51. Further amend by changing the total, and estimated revenue as follows: Change \$214,591.51 to \$217,061.51.

Amend the bill in the appropriation for state prison, Agriculture, by striking out the same and inserting in place thereof the following:

Agriculture:

Personal services	\$11,437.88
Current expenses	22,185.00
Equipment	2,800.00

Other expenditures:

Slaughtering, cutting and curing meat	1,000.00
Refrigeration fees	75.00

Total	\$37,497.88
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Less transfer

credit \$19,250.00

Less revenue	20,000.00	39,250.00
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Net reduction	—1,752.12
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Amend the bill in the appropriation for the University of New Hampshire by inserting in the footnote relative thereto the following: In the fourth line insert after the word "sum", the words, not in excess of \$50,000.00, so that said footnote as amended shall read as follows:

"It is estimated that the income received by the university from tuition charges will be \$1,072,000.00 for the year. In case this amount of income from this source is not received the state's appropriation for the university will be increased by such sum, not in excess of \$50,000.00, as represents the difference between \$1,072,000.00 and the amount actually received from tuition charges. Such provisions of section 22 of chapter 222, Revised Laws (section 28, chapter 187, RSA) as may be inconsistent with the provisions of this note are hereby

suspended for the fiscal year ending June 30, 1957. The provisions of section 18, chapter 222, Revised Laws (section 24, chapter 187, RSA) are suspended for the fiscal year ending June 30, 1957.

Amend the bill in the appropriation for board of education, by striking out the paragraph for Foundation Aid, and inserting in place thereof the following new paragraph:

Foundation aid:

State aid to school districts	\$1,200,000.00
Transportation, board, tuition	6,000.00

Total	<hr/> 1,206,000.00
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Amend the bill in the appropriation for board of education, Vocational rehabilitation, federal, by inserting after the word and figure "Retirement 1,200.00" the words and figures, Disability determination 15,000.00. Change the total, and estimated revenue as follows: \$58,273.00 changed to \$73,273.00.

Amend the bill in the appropriation for board of education by inserting after the paragraph for Education of the Deaf, the following new paragraph:

Area Vocational schools:

Personal services	\$2,610.00
Current expenses	300.00
Travel	200.00

Other expenditures:

Reimbursement to school districts	47,000.00
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Total	<hr/> 50,110.00
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Change total, and net appropriation as follows: \$3,073,981.77 changed to \$3,124,091.77. \$2,162,715.77 changed to \$2,212,825.77.

Amend the bill in the appropriation for board of education by striking out the footnote relative to income, at the end thereof, and inserting in place thereof the following new footnote:

In addition to the above appropriation said department shall receive for disbursement any excess over estimates in the income of the teachers colleges, from dormitories, tuitions, practice schools and extension courses, and revenue from tuitions

received by the Manchester and Portsmouth technical institutes. No nursery school program shall be allowed at either Keene or Plymouth teachers colleges, and no funds out of this appropriation or any other available funds shall be used for this purpose.

Amend the bill in the appropriation for board of education by striking out the third footnote and inserting in place thereof the following:

In addition to the above appropriation said department shall receive for disbursement sums paid by school districts for the additional salaries of superintendents under the provisions of section 44, chapter 135, Revised Laws (section 44, chapter 189, RSA). The appropriation to cover the state's share for personal services for state-wide supervision is at the same rate of compensation as for the fiscal year 1954-1955. All helping teacher positions hereinafter established shall be only after a majority vote in a majority of the school districts in the supervisory union requesting the establishment of the position of helping teacher at their respective annual school district meetings.

Amend the bill in the appropriation For board of probation, by striking out and inserting in place thereof the following:

For board of probation:

Salary of director	\$6,315.00
Other personal services	110,626.83
Current expenses	9,067.00
Travel	11,750.00
Equipment	500.00

Total for board of
probation

\$138,258.83

Amend the bill in the appropriation for water resources board by striking out the words and figures "Travel 2,075.00" and inserting in place thereof the words and figures, "Travel 2,325.00." Change the total as follows: \$46,014.40 changed to \$46,264.40.

Amend the bill in the appropriation For water resources

board by striking out all after "Total 2,000.00" and inserting in place thereof the following:

Total for water resources board	\$60,189.40
Less transfer from highway	\$4,500.00
Less transfer from Pittsburg project*	4,000.00
	<u>8,500.00</u>
Net appropriation	<u>\$51,689.40</u>

* Transferred by vote of the directors.

Amend the bill in the appropriation for aeronautics commission by striking out the paragraph and inserting in place thereof the following:

For aeronautics commission:

Salary of director	\$6,900.00
Other personal services	11,792.90
Current expenses	2,200.00
Travel	1,500.00
Equipment	100.00
	<u></u>
Total	\$22,492.90
Less estimated revenue	2,700.00
	<u></u>
Net appropriation	\$19,792.90
Airways toll fund*	\$7,800.00
Less transfers and balance	7,800.00
	<u></u>
Net appropriation	0.00
	<u></u>
Total for aeronautics commission	<u>\$19,792.90</u>

* Expenditures shall not exceed existing balances plus revenue.

Amend the appropriation for the bank commissioner by striking out the same and inserting in place thereof the following:

For bank commissioner:

Salary of commissioner	\$8,640.00
Other personal services	61,833.43
Salary of deputies (two)	12,920.00
Current expenses	5,637.00
Travel	9,700.00
Equipment	900.00
Other expenditures:	
Retirement	5,104.28

Total for bank commissioner	\$104,734.71
*Less revenue	83,174.71

Net appropriation	<u>\$21,560.00</u>
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* The bank commissioner shall collect from the institutions the condition and management of which he is required to examine under the provisions of section 8 of chapter 307 of the Revised Laws, (section 9, chapter 383 RSA) as the cost of such examination, the sum of \$83,174.71 for the fiscal year ending June 30, 1957, and each such institution shall pay to the state within thirty days after receipt by it of notice of assessment such proportion of the said stated sum so collectible as its assets bear to the total assets of all such institutions as shown by their reports to the bank commissioner as of the thirtieth day of June preceding such payments; however, the sum to be paid by each such institution shall not be less than the following:

Savings bank or trust company	\$50
Building and loan association	25
Credit Union	15
Small loan licensee	10
Miscellaneous institution	25

and any amount collected under the provisions of this minimum assessment in excess of the state assessment together with said stated assessment amounts shall be credited to the appropriation for the bank commissioner.

Amend the bill in the appropriation for liquor commission,

Stores operation, by striking out the same and inserting in place thereof the following:

Stores operation:

Personal services	\$609,681.50
Current expenses	200,500.00
Travel	8,500.00
Equipment	7,500.00
Other expenditures:	
Retirement	35,471.69

Total	\$861,653.19
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Change total for liquor commission, and revenue as follows: \$1,215,104.64 changed to \$1,231,844.23.

Amend the bill in the appropriation for planning and development commission, by striking out the figure "100,937.50†" and inserting, 100,937.50. Further amend by striking out the figure "90,000.00†" and inserting, 90,000.00. Further amend the said appropriation by striking out the footnote at the end thereof.

Amend the bill in the appropriation for racing commission by striking out the words and figures "Other personal services 30,147.60" and inserting in place thereof the words and figures, Other personal services 35,747.60*. Change total for racing commission, and revenue as follows: \$42,027.60 changed to \$47,627.60.

* Such portion of this amount as constitutes the compensation of the official steward or associate judge of the state racing commission, shall be reimbursed to the state by the person, association, or corporation conducting the race or meet.

Amend the bill in the appropriation For state tax commission, Office of commission: by striking out and inserting in place thereof the following:

Office of commission:

Salary of two commissioners	\$14,170.00
Salary of secretary	8,520.00
Other personal services	37,814.10
Current expenses	13,090.00
Travel	12,000.00

Equipment	1,392.00
Total	<u>\$86,986.10</u>
Less estimated refunds	1,500.00
Net appropriation	<u><u>\$85,485.10</u></u>

Amend the bill in the appropriation for state tax commission, Municipal accounting, by striking out the words and figures "Less estimated revenue 15,000.00" and inserting in place thereof the words and figures, "Less estimated revenue 24,000.00." Change net appropriation as follows: 33,420.90 changed to 24,420.90. Change total for tax commission as follows: \$201,237.70 changed to \$182,237.70.

Amend the bill in the appropriation for teachers' retirement system by striking out the words and figures "Current expenses 1,560.00" and inserting, Current expenses 1,760.00. Further amend by striking out the words and figures "Travel 700.00" and inserting, Travel 775.00. Change the total for teachers' retirement system as follows: \$304,748.00 changed to \$305,023.00.

Amend the bill in the appropriation for fish and game department, Conservation, by striking out the same and inserting in place thereof the following:

Conservation:

Personal services	\$160,532.49
Current expenses	18,000.00
Travel	71,000.00
Equipment	6,500.00
Total	<u>\$256,032.49</u>

Further amend the appropriation for fish and game department by changing the Total for fish and game department, and the estimated revenue and balance, as follows: \$1,018,370.80 changed to \$1,043,370.80.

Amend the bill in the appropriation for motor vehicle department, Inspectional services, by striking out the words and figures "Travel 16,000.00" and inserting in place thereof, Travel 18,200.00. Change the total as follows: 98,875.99 changed to

101,075.99. Change Total for motor vehicle department, and revenue as follows: \$508,912.08 changed to \$511,112.08.

Amend the bill by striking out the words and figures, "Total net appropriation \$17,210,873.23 and inserting in place thereof, Total net appropriation \$17,398,596.97.

On motion of Senator McMeekin, the Senate voted to adopt the amendments.

The bill being on its second reading, and open to further amendment, on motion of Senator Adams, the following amendment was adopted.

Amend the budget of the Recreation Division of the Forestry and Recreation Department by adding the following footnote at the bottom of Page 41 of House Bill No. 530:

In purchasing supplies for resale under this Division preference shall be given to the purchase of products (1) manufactured in New Hampshire and (2) products distributed by resident persons, firms or corporations, in that order.

On motion of Senator Cleveland, the following amendment was adopted:

The Forestry and Recreation Division shall not charge admission for any children of New Hampshire residents living within ten miles of the Wellington State Park who are under the age of sixteen years. For New Hampshire residents living within ten miles who are sixteen and older they shall be admitted at a special lower rate of admission to be based on the operating cost of said park for the previous year.

The bill as amended was ordered to a third reading this afternoon at 2:00 o'clock.

On motion of Senator Cleveland, the Senate voted to recess until 4:00 P. M.

(Recess)

The Senate re-assembled.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following

entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 94, An Act relative to the taking of oysters, lobsters, crabs and clams.

House Bill No. 533, An Act to establish a new apportionment for the assessment of public taxes.

House Bill No. 538, An Act relating to the Union School District of Keene.

House Bill No. 543, An Act relative to compensation of legislative employees.

The message further stated that the House of Representatives has voted to accede to the request of the Honorable Senate for a Committee of Conference on the following entitled bill, sent down from the Honorable Senate:

Senate Bill No. 57, An Act relative to the solicitation of bribes.

The Speaker has appointed as members of such committee on the part of the House, the Messrs. Rainie of Concord, Hadley of Hillsborough and Eastman of Weare.

The message further stated that the House of Representatives has voted to concur with the Honorable Senate in its adoption of the amendments offered by the Committee on Engrossed Bills to the following entitled bill:

Senate Bill No. 3 (In New Draft), An Act relative to election campaign receipts and expenditures and their publication.

The message further stated that the House of Representatives has voted to concur with the Honorable Senate in its amendments to the following entitled bill:

House Bill No. 380, An Act providing for liens in favor of hospitals.

The message further stated that the House of Representatives has voted to adopt the report of the Committee of Conference on the following entitled bill:

House Bill No. 81, An Act relative to penalties for certain motor vehicle violations.

Read and Referred

The following entitled bills, sent up from the House of Representatives, were read a first and second time, and referred:

To the Committee on Fisheries and Game:

House Bill No. 94, An Act relative to the taking of oysters, lobsters, crabs and clams.

To the Committee on Judiciary:

House Bill No. 533, An Act to establish a new apportionment for the assessment of public taxes.

To the Committee on Education:

House Bill No. 538, An Act relating to the Union School District of Keene.

To the Committee on Finance:

House Bill No. 543, An Act relative to compensation of legislative employees.

On motion of Senator Keller, the rules of the Senate were so far suspended as to permit the introduction of a committee report not previously advertised in the Journal.

Senator Washburn, for the Committee on Labor, to whom was referred:

House Bill No. 448, An Act relative to the appeal board in public construction contracts, providing for a deputy labor commissioner, and relative to board of arbitration.

Having considered the same, reported the same with the following amendments, and recommended that the bill as amended ought to pass.

Amend sections 2 and 3 of said bill by striking out the same and inserting in place thereof the following:

2. *Department of Labor.* Amend sections 7 and 8 of chapter 210, Revised Laws (sections 7 and 8, chapter 273 RSA) by striking out said sections and inserting in place thereof the following: 7. *Deputy Commissioner.* The commissioner shall appoint a deputy labor commissioner. Said deputy shall exercise the powers and perform the duties of the commissioner whenever the labor commissioner is incapacitated, absent or unable to act from any cause. Whenever there is a vacancy in the office of labor commissioner the deputy shall have the powers and duties of the commissioner until another commissioner is appointed and qualified. 8. *Salary.* The salary of the deputy labor commissioner shall be that as fixed by chapter 265, Laws of 1953 (RSA 94).

3. *Present Administrative Assistant.* The administra-

tive assistant of the department of labor in office at the time of the passage of this act is hereby designated as deputy labor commissioner.

Further amend said bill by inserting after section 3 the following new sections:

4. *Salary.* Amend paragraph II of section 1 of chapter 265, Laws of 1953 (section 1, chapter 94 RSA) by inserting after the provision for the salary of the deputy warden for the state prison the following: Deputy labor commissioner, minimum 5,000, maximum 5,750.

5. *Appropriation.* There is hereby appropriated the sum of one thousand dollars for the fiscal year ending June 30, 1956, and the sum of one thousand one hundred and fifty dollars for the fiscal year ending June 30, 1957, to be expended by the labor department for the increase in salary for the deputy labor commissioner.

Further amend said bill by re-numbering sections 4 and 5 to read sections 6 and 7.

The report was accepted, amendments adopted, and the bill as amended was referred to the Committee on Finance under the rules.

On motion of Senator Cleveland, the rules of the Senate were so far suspended as to permit the introduction of three committee reports not previously advertised in the Journal.

Senator O'Malley, for the Committee on Judiciary, to whom was referred:

Senate Bill No. 87, An Act relating to eligibility for re-appointment to certain boards, commissions and similar bodies.

Having considered the same, reported the same with the recommendation that the bill be referred to the Legislative Council.

The report was accepted, the recommendation of the committee was adopted, and the above entitled bill was referred to the Legislative Council for further consideration.

Senator O'Malley, for the Committee on Judiciary, to whom was referred:

House Joint Resolution No. 43, Joint Resolution relative to interim committee to study senatorial districts.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass.

Amend the joint resolution by striking out all after the enacting clause and inserting in place thereof the following:

That the Governor shall appoint a special committee of five members, three from the membership of the Senate and two from the membership of the House of Representatives who shall study the problem of the senatorial districts in order to re-district the same in accordance with the Constitution. The Tax Commission is hereby directed to obtain for this Committee the adjusted valuation of property in any town or city ward which may be necessary.

The Committee shall use the latest valuation available. Said Committee shall prepare legislation for re-districting the senatorial districts and shall submit the same to the 1957 legislature. Said Committee shall receive ten dollars per day and expenses and mileage at the legislative rate of payment. The expenses of the special Committee hereunder and the expenses of the State Tax Commission in obtaining information shall be a charge on the general funds and the Governor is authorized to draw his warrant for the same out of any money not otherwise appropriated.

The report was accepted, amendment adopted, and the bill as amended was referred to the Committee on Finance under the rules.

Senator O'Malley, for the Committee on Judiciary, to whom was referred:

House Bill No. 146, An Act to control motor vehicle and machinery junk yards and public dumps.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass.

Amend the bill by striking out all of item 23. Prohibition, in paragraph (b) of section 1, and inserting in place thereof the following: 23. *Prohibition.* No person shall locate or maintain a motor-vehicle junk yard or machinery junk yard within a distance of one hundred fifty feet from the surface of any public highway unless the yard is fenced or screened so as to be completely hidden from view from the highway.

Further amend the bill by striking out in section 9 the words "upon its passage" and inserting in place thereof the words and figures, November 1st, 1955.

The report was accepted, amendment adopted, and the bill as amended was ordered to a third reading this afternoon at 2:00 o'clock.

On motion of Senator Packard, the rules of the Senate were so far suspended as to permit the introduction of a committee report not previously advertised in the Journal.

Senator Daniel, for the Committee on Public Works, to whom was referred:

Senate Bill No. 122, An Act to lay out and construct a service road connecting with the Eastern New Hampshire Turnpike.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass.

Amend section 1 of the bill by striking out said section and inserting in place thereof the following:

1. *Eastern New Hampshire Turnpike.* Amend section 1, chapter 295, Laws of 1947 as inserted by chapter 237, Laws of 1953 (section 1, chapter 256, RSA) by adding at the end thereof the following new paragraph: (a) Construct a service road along the easterly side of the Eastern New Hampshire Turnpike, at a point commencing at the southerly side of Echo Avenue in the city of Portsmouth, and running northerly to the southerly side of Gosling Road in said Portsmouth, with access to the service road from land abutting the service road on the east; providing that all land required for such roads shall be provided without cost to the state, that all claims against the state as a result of construction of the Spaulding Turnpike and the service road shall also be waived by said landowners and further provided that a sufficient balance from the funds established for the construction of the Spaulding Turnpike to provide such access road shall be available on completion of the project.

(Discussion ensued)

Senators Packard and Foote spoke in favor of the adoption of the amendment.

Senators Cleveland and Ferguson spoke against the adoption of the amendment.

Senator Cleveland moved that the above entitled bill with the proposed bill be made a special order for tomorrow morning at 11:01 a. m.

On a *viva voce* vote, the negative prevailed and the motion was lost.

On motion of Senator Cleveland, the President declared a three-minute recess.

(Recess)

The Senate re-assembled.

Senator Ferguson offered the following amendment, and moved its adoption:

Amend the bill by adding at the end of section 1 the following sentence:

Further provided that upon completion of said service road, it be accepted by the city of Portsmouth and thereafter it will keep and maintain said service road without expense to the State of New Hampshire.

On a *viva voce* vote, the affirmative prevailed, and the amendment was adopted.

Question being on the adoption of the amendment offered by the Committee on Public Works to the above entitled bill.

On a *viva voce* vote, the affirmative prevailed, the amendment was adopted, and the bill as amended was ordered to a third reading this afternoon at 2:00 o'clock.

On motion of Senator McMeekin, the following resolution was adopted:

Resolved, That the Senate conduct the usual business of the Senate on Friday, July 22nd, and Monday, July 25th, 1955.

On motion of Senator Matthews, the Senate adjourned from the morning session at 5:35 p. m.

Afternoon

The Senate re-assembled.

Third Reading of Bills

The following entitled bills were read a third time, and passed:

House Bill No. 146, An Act to control motor vehicle and machinery junk yards and public dumps.

House Bill No. 142 (In New Draft), An Act relative to employment, suspension and dismissal of teachers.

House Bill No. 530, An Act making appropriations for the expenses of certain departments of the state for the year ending June 30, 1957.

Senate Bill No. 122, An Act to lay out and construct a service road connecting with the Eastern New Hampshire Turnpike.

On motion of Senator Daniel, the Senate adjourned.

THURSDAY, JULY 21, 1955

The Senate met according to adjournment.

Introduction of Guests

The President welcomed to the Senate Mr. and Mrs. Alexander Aikens of Boston who were the guests of Senator Powell, District No. 9; Mrs. Aikens being the sister of said Senator Powell. Also, Mrs. Powell, the wife of Senator Powell.

Report of Committee of Conference

The Committee of Conference to whom was referred Senate Bill No. 31, An Act relative to manufacture or sale of sling shots, black jacks, etc., having considered the same, report the same with the following recommendations:

That the Senate recede from its position of non-concurrence in the House amendment, that the House recede from its position in adopting its amendment and that the following amendment be adopted:

Amend the title of said bill by striking out said title and inserting in place thereof the following: An Act relative to carrying weapons.

Amend the bill by striking out section 1 and inserting in place thereof the following:

1. *Carrying Weapons.* Amend section 27 of chapter 455 of the Revised Laws by inserting after the word "stiletto" in the second line the words switch knife, sword cane, pistol cane, black jack, so that said section as amended

shall read as follows: 27. *Carrying Weapons.* Whoever, except as provided by the laws of this state, carries on his person any stiletto, switch knife, sword cane, pistol cane, black jack, dagger, dirk-knife, sling shot or metallic knuckles, shall be fined not more than one hundred dollars, or be imprisoned not more than one year, or both; and such weapon or article so carried by him shall be confiscated to the use of the state.

HERBERT W. RAINIE,

R. H. SKINNER,

ERNEST C. PILLSBURY,

Conferees on the Part of the House.

JOHN R. POWELL,

ARCHIBALD H. MATTHEWS,

Conferees on the Part of the Senate.

On motion of Senator Powell, the Senate voted to adopt the report of the Committee of Conference on the above entitled bill.

Engrossed Bills

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled Senate Bill:

Senate Bill No. 3, An Act relative to election campaign receipts and expenditures and their publication.

IRENE WEED LANDERS

For the Committee.

Committee Reports

Senator Keller, for the Committee on Public Health, to whom was referred:

Senate Bill No. 115, An Act amending chapter 17, section 18 of the Revised Laws of 1942 relating to certificates required in committing a patient to the State Hospital.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at 2 o'clock.

On motion of Senator O'Malley, the rules of the Senate were so far suspended as to place the above entitled bill on its third reading and final passage at the present time.

Senator Caron, for the Committee on Finance, to whom were referred:

House Bill No. 174, An Act providing for funds for highway improvement.

House Bill No. 532, An Act to provide for cumulative pocket supplements to Revised Statutes Annotated.

House Joint Resolution No. 27, Joint Resolution to continue and extend the study of ground-water resources within the state.

House Joint Resolution No. 28, Joint Resolution to provide for a cooperative aerial geophysical survey of portions of the state of New Hampshire.

House Joint Resolution No. 61, Joint Resolution in favor of the estate of George T. Colony.

Having considered the same, reported the same without amendments, and recommended their passage.

The reports were accepted, and the bills and joint resolutions were ordered to a third reading this afternoon at 2 o'clock.

Senator Caron, for the Committee on Finances, to whom was referred:

House Joint Resolution No. 4, Joint Resolution relative to a study of multiple use of the Lake Massabesic Region.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass.

Amend the joint resolution by striking out in line 5 the words "twenty-five hundred" and inserting in place thereof the words, five thousand, so that said Joint Resolution as amended shall read as follows: That the New Hampshire council on resources and development is hereby directed to make a study of the feasibility and cost of multiple-use of the Lake Massabesic Region in the town of Auburn and the city of Manchester. For the purpose of providing funds for the study hereby authorized, the sum of five thousand dollars is hereby appropriated to be spent by the council. The governor is hereby authorized to draw his warrant for the sum hereby appropriated from any funds in the treasury not otherwise appropriated. The council shall report its findings and recommendations to the Legislature of 1957.

The report was accepted, amendment adopted, and the bill

as amended was ordered to a third reading this afternoon at 2:00 o'clock.

On motion of Senator McMeekin, the rules of the Senate were so far suspended as to place the above captioned joint resolution on its third reading and final passage at the present time.

The joint resolution was then sent to the House of Representatives for concurrence in Senate amendment.

On motion of Senator Powell, the rules of the Senate were so far suspended as to permit the introduction of three committee reports not previously advertised in the Journal.

Senator Caron, for the Committee on Military and Veterans' Affairs, to whom was referred:

House Bill No. 36, An Act to provide recognition of the war service of residents of this State who served in the armed forces of the United States during the Korean conflict.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted, and the bill was referred to the Committee on Finance under the rules.

Senator Caron, for the Committee on Military and Veterans' Affairs, to whom was referred:

House Bill No. 329, An Act relative to disabled veterans.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at 2:00 o'clock.

Senator Caron, for the Committee on Military and Veterans' Affairs, to whom was referred:

House Joint Resolution No. 10, Joint Resolution in favor of the New Hampshire Veterans' Association.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass.

Amend the Joint Resolution by striking out in line 1 the words and figures "fifteen hundred dollars (\$1500.00)" and inserting in place thereof the words and figures, three thousand dollars (\$3000.00), so that said Joint Resolution as amended

shall read as follows: That the sum of three thousand dollars (\$3000.00) for the fiscal year ending June 30, 1956, and a like sum for the fiscal year ending June 30, 1957, are hereby appropriated for the New Hampshire Veterans' Association for the purpose of repairs and maintenance of the buildings and grounds of said association at the Weirs. The governor is authorized to draw his warrant for the sums hereinabove appropriated out of any money in the treasury not otherwise appropriated.

The report was accepted, amendment adopted, and the bill as amended was referred to the Committee on Finance under the rules.

On motion of Senator Cleveland, the rules of the Senate were so far suspended as to permit the introduction of three committee reports not previously advertised in the Journal.

Senator O'Malley, for the Committee on Judiciary, to whom was referred:

House Bill No. 533, An Act to establish a new apportionment for the assessment of public taxes.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at 2:00 o'clock.

Senator O'Malley, for the Committee on Judiciary, to whom was referred:

House Bill No. 540, An Act authorizing the Merrimack Village District to issue bonds or notes.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass.

Amend the title of said bill by inserting at the end thereof the words, and relative to appeals and appearances before municipal courts, so that said title as amended shall read as follows:

An Act authorizing the Merrimack Village District to issue bonds or notes, and relative to appeals and appearances before municipal courts.

Amend said bill by inserting after section 4 the following new sections:

5. *Appeals.* Amend section 5 of chapter 425 of the Revised Laws (section 4, chapter 599, RSA) by striking out the words "shall add to the costs fees for the copies sent to the clerk, fifty cents for the clerk's certificate, and fifty cents for recording it," in the third line and by striking out the words "with such increased costs" in the fourth line so that said section as amended shall read as follows: 5. *Enforcing Original Sentence.* The justice shall record such certificate, and he shall issue a mitimus or other process to carry into effect the original sentence.

6. *Police Officers.* Amend section 23 of chapter 380 of the Revised Laws (section 25, chapter 104, RSA) by striking out all after the word "marshal" in the second line and inserting in place thereof the words, shall appear in any court or before a justice as attorney for any party in a civil proceeding or for a respondent in any criminal proceeding, so that said section as amended shall read as follows: 23. *Not To Be Attorney.* No sheriff or deputy sheriff, police officer, constable or city marshal shall appear in any court or before a justice as attorney for any party in a civil proceeding or for a respondent in any criminal proceeding.

Further amend said bill by renumbering section 5 to read section 7.

The report was accepted, amendment adopted, and the bill as amended was ordered to a third reading this afternoon at 2:00 o'clock.

Senator O'Malley, for the Committee on Judiciary, to whom was referred:

Senate Bill No. 132, An Act relative to the discharge or removal of county employees.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass.

Amend the title of said bill by striking out the same and inserting in place thereof the following:

An Act relative to discharge or removal of county employees, and municipal officials and employees.

Amend said bill by inserting after section 1 the following new section:

2. *Public Officials and Employees.* Amend chapter 43 of the Revised Laws (chapter 93, RSA) by inserting at the end thereof the following new subdivision:

Removal from Office

5. *Municipal Officials and Employees.* Except as otherwise herein provided no appointed official or employee of a municipal subdivision of this state shall be removed or discharged from his office or employment until or unless a public hearing has been had by the appointing authority and the official or employee has been furnished with a written statement of the charges against him and the names of witnesses who preferred the charges.

6. *Hearing.* The public hearing on such removal shall be held not less than ten nor more than thirty days after the written notice of removal has been sent to the official or employee, provided, however, that the official or employee may waive his right to a public hearing on the charges against him. If the public hearing is held the official or employee shall have an opportunity by himself or by his counsel to interrogate the witnesses appearing against him.

7. *Suspension.* Where the official or employee is charged with being guilty of a crime the appointing authority may suspend the official or employee without pay pending the hearing.

8. *Declaration of Results of Hearing.* At the conclusion of the hearing the appointing authority shall review the evidence presented and shall within five days by written notice advise the official or employee of the final determination of the appointing authority. Provided that except in cases under section 7 the pay of the official or employee shall not be withheld during the time the hearing is pending and until final determination of the matter.

9. *Exceptions.* Nothing in this subdivision shall be construed as prohibiting a municipality from discharging an official or employee in cases where there is insufficient money appropriated to continue the work being done by such official or employee or where departments of the municipality are combined for reasons of economy. Further provided that the

provisions of this subdivision shall not be deemed to apply to temporary employees.

10. *Application of Statute.* The provisions of this subdivision shall apply to all cities and all acts or parts of acts, relative to a city charter which are inconsistent with the provisions hereof shall be repealed to the extent of such inconsistency.

Further amend said bill by re-numbering section 2 to read section 3.

On motion of Senator Cleveland, the reading of the amendment to the above entitled bill was dispensed with and Senator Cleveland explained said amendment.

The report was accepted, amendment adopted, and the bill as amended was ordered to a third reading this afternoon at 2:00 o'clock.

Report of Committee of Conference

The Committee of Conference, to whom was referred House Bill No. 489, An Act relative to registration and re-registration of partnerships, having considered the same, reported the same with the following recommendation:

That the House recede from its position of non-concurrence, that the Senate recede from its position in adopting its amendment, and that the following amendment be adopted by the Senate and the House:

Amend section 2 of said bill by striking out the word "five" in the first line and inserting in place thereof the word, three, so that said section as amended shall read as follows:

2. *Appropriation.* The sum of three thousand five hundred dollars for the fiscal year ending June 30, 1956, and a like sum for the fiscal year ending June 30, 1957, are hereby appropriated for the office of the secretary of state to be expended for additional personal services and current expenses necessitated because of amendments to corporation law and registration of partnerships. The sums hereby appropriated shall be a charge upon the general fund.

NELLE L. HOLMES,

N. F. DAVIS,

GEORGE S. PAPPAGIANIS

Conferees on the Part of the House.

DEAN B. MERRILL,
JAMES C. CLEVELAND,
Conferees on the Part of the Senate.

On motion of Senator Merrill, the Senate voted to adopt the report of the Committee of Conference on the above entitled bill.

On motion of Senator Adams, the Senate voted to recess until 3:30 this afternoon.

(Recess)

The Senate re-assembled.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 536, An Act modifying the employees' retirement system of the state of New Hampshire and correlating its benefits with federal old-age and survivors' insurance benefits.

House Bill No. 544, An Act relative to the salary of the justice of the Claremont municipal court.

Read and Referred

The following entitled bills, sent up from the House of Representatives, were read a first and second time, and referred:

To the Joint Committee of Labor and Finance:

House Bill No. 536, An Act modifying the employees' retirement system of the state of New Hampshire and correlating its benefits with federal old-age and survivors' insurance benefits.

To the Committee on Judiciary:

House Bill No. 544, An Act relative to the salary of the justice of the Claremont municipal court.

On motion of Senator Ainsworth, the order whereby the above entitled bill was referred to the Committee on Judiciary

was vacated, the rules of the Senate were suspended and the above entitled bill was read a third time and passed at the present time.

Report of Committee of Conference

The Committee of Conference, to whom was referred House Bill No. 223, An Act to simplify requirements for absentee voting, having considered the same, report the same with the following recommendation:

That the House recede from its position of non-concurrence and concur with the amendment adopted by the Senate.

FRANCIS F. FAULKNER,

HILDA C. F. BRUNGOT,

LAURENCE M. PICKETT,

Conferees on the Part of the House.

JAMES C. CLEVELAND,

THOMAS B. O'MALLEY,

Conferees on the Part of the Senate.

On motion of Senator Cleveland, the Senate voted to adopt the report of the Committee of Conference on the above entitled bill.

Report of Committee of Conference

The Committee of Conference, to whom was referred Senate Bill No. 83, An act relative to Colby Junior College Highway and Sutton road, having considered the same, report the same with the following recommendation:

That the Senate recede from its position of non-concurrence with the House amendment, that the House recede from its position in adopting its amendment and that the following amendment be adopted:

Amend section 1 of the bill by striking out said section and inserting in place thereof the following:

1. *Repeal.* Chapter 11 of the Laws of 1953, changing the name of a part of Route 114 to Colby Junior College Highway is hereby repealed.

Amend section 2 of the bill by striking out said section and inserting in place thereof the following:

2. *Highway Markers.* The commissioner of public works and highways shall cause to be removed the markers designating Colby Junior College Highway. He shall cause to be erected markers at the several appropriate junctions on Routes 114, 103, 11, 10 and 4, and at any other points deemed desirable, which will adequately identify the town of Sutton and Colby Junior College.

IRENE WEED LANDERS,
J. WESLEY COLBURN,
Conferees on the Part of the Senate.
DAVID J. BRADLEY,
EARLE H. REMICK,
DORIS C. RENEY,
Conferees on the Part of the House.

On motion of Senator Adams, the Senate voted to lay upon the table the report of the Committee of Conference on the above entitled bill.

On motion of Senator Cleveland, the order whereby the following entitled bills were referred to the Committee on Judiciary was vacated, and the bills were referred to the Joint Committee of Labor and Finance:

House Bill No. 299, An Act relative to the definition of the term "employees" under the federal old-age and survivors' insurance act.

House Bill No. 300, An Act relative to the membership of county employees in the employees' retirement system.

House Bill No. 468, An Act relative to old-age and survivors' insurance coverage and the administration thereof.

On motion of Senator Adams, the rules of the Senate were so far suspended as to permit the introduction of a committee report not previously advertised in the Journal.

Senator English, for the Committee on Resources, Recreation and Development, to whom was referred:

House Joint Resolution No. 6, Joint Resolution providing for an appropriation for works of improvement on small watersheds.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted, and the bill was referred to the Committee on Finance under the rules.

On motion of Senator Washburn, the rules of the Senate were so far suspended as to permit the introduction of a committee report not previously advertised in the Journal.

Senator O'Brien, for the Committee on Fisheries and Game, to whom was referred:

House Bill No. 94, An Act relative to the taking of oysters, lobsters, crabs and clams.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at 2:00 o'clock.

On motion of Senator Packard, the rules of the Senate were so far suspended as to permit the introduction of a committee report not previously advertised in the Journal.

Senator Daniel, for the Committee on Public Works, to whom was referred:

House Joint Resolution No. 49, Joint Resolution relative to a road in Fitzwilliam and providing for a study of access highways to state reservations.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted, and the bill was referred to the Committee on Finance under the rules.

Senator Daniel, for the Committee on Public Works, to whom was referred:

House Bill No. 464, An Act relative to membership of the board of registrars for the city of Portsmouth.

Having considered the same, reported the same with the following amendments, and recommended that the bill as amended ought to pass.

Amend the bill by striking out the title of the bill and inserting in place thereof the following:

An Act relating to the number of lives covered by group life insurance.

Further amend the bill by striking out all after the enacting clause and inserting in place thereof the following:

1. *Group Life Insurance.* Amend paragraph (1) (c) of section 14-a of chapter 327 of the Revised Laws, as inserted

by chapter 175 of the Laws of 1947 (section 15, chapter 408, RSA) by striking out the figure "25" where it appears in said paragraph and substituting in place thereof the figure, 10, so that said section as amended shall read as follows: 14-a. (1) (c) The policy must cover at least 10 employees at date of issue.

2. *Takes Effect.* This act shall take effect upon its passage.

The report was accepted, amendment adopted, and the bill as amended was ordered to a third reading this afternoon at 2:00 o'clock.

The President declared a brief recess.

(Recess)

The Senate re-assembled.

On motion of Senator Matthews, the Senate voted to adjourn from the morning session at 5:05 P. M.

Afternoon

Third Reading of Bills

The following entitled bills were read a third time and passed.

House Bill No. 94, An Act relative to the taking of oysters, lobsters, crabs and clams.

House Bill No. 174, An Act providing for funds for the highway improvement.

House Bill No. 329, An Act relative to disabled veterans.

House Bill No. 532, An Act to provide for cumulative pocket supplements to Revised Statutes Annotated.

House Bill No. 533, An Act to establish a new apportionment for the assessment of public taxes.

House Bill No. 540, An Act authorizing the Merrimack Village District to issue bonds or notes and relating to appeals and appearances before municipal courts.

House Bill No. 464, An Act relating to the number of lives covered by group life insurance.

Senate Bill No. 132, An Act relative to discharge or removal of county employees and municipal officials and employees.

House Joint Resolution No. 27, Joint Resolution to continue and extend the study of ground-water resources within the State.

House Joint Resolution No. 28, Joint Resolution to provide for a cooperative aerial geophysical survey of portions of the state of New Hampshire.

House Joint Resolution No. 61, Joint Resolution in favor of the estate of George T. Colony.

On motion of Senator Powell, the Senate adjourned at 5:12 P. M.

FRIDAY, JULY 22, 1955

The Senate met according to adjournment.

Prayer was offered by Senator Daniel, acting as Chaplain of the Senate.

"O give thanks unto the Lord; for He is gracious, and His mercy endureth forever."

O God, our Father, we, the Honorable Senate, come before Thee this morning in sincere gratitude for the recent discovery of what has so conclusively proven to be a preventive measure to stop, to a large degree, further destructiveness of the onward march of polio. We realize we lift our voices to Thee this day in unison with a nation that bows before Thee in deep gratitude for this scientific discovery. When we form in our minds a mental picture of the thousands of crippled and distorted bodies across the nation, and keeping in mind the children of Laconia State School, and throughout the world, we cannot refrain from being grateful to this modest scientist, who has startled the world with this latest great discovery, because we believe Thou hast used him to express Thy goodness toward all mankind.

We wish to thank Thee for the good news that Mrs. Lane Dwinell, beloved wife of Governor Dwinell, has returned home from the hospital. May God continue to protect her.

"Praise God from whom all blessing flow; praise Him all creatures here below." Amen.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has refused to concur with the Honorable Senate in its amendments to the following entitled bill, and asks for a Committee of Conference:

House Bill No. 142 (In New Draft), An Act relative to employment, suspension and dismissal of teachers.

The Speaker has appointed as members of such committee on the part of the House, the Messrs. Vaughan of Newport, Shattuck of Danville and Ford of Wolfeboro.

On motion of Senator Landers, the Senate voted to accede to the request of the House of Representatives for a Committee of Conference on the above entitled bill.

Pursuant to the above, the President appointed as members of such committee on the part of the Senate, Senator Adams, District No. 22, and Senator Ferguson, District No. 14,

The message further stated that the House of Representatives has refused to concur with the Honorable Senate in its amendments to the following entitled bill, and asks for a Committee of Conference:

House Bill No. 530, An Act making appropriations for the expenses of certain departments of the state for the year ending June 30, 1957.

The Speaker has appointed as members of such committee on the part of the House, the Messrs. Scamman of Stratham, Pillsbury of Manchester, Sheridan of Berlin, Davis of Hopkinton, and Rowell of Newport.

On motion of Senator Ferguson, the Senate voted to accede to the request of the House of Representatives for a Committee of Conference on the above entitled bill.

Pursuant to the above, the President appointed as members of such committee on the part of the Senate, Senators Merrill, District No. 23, Senator McMeekin, District No. 3, and Senator Ferguson, District No. 14.

The message further stated that the House of Representatives had voted to adopt the report of the Committee of Conference on the following entitled bills:

House Bill No. 223, An Act to simplify requirements for absentee voting.

House Bill No. 489, An Act relative to registration and re-registration of partnerships.

Senate Bill No. 31, An Act relative to carrying weapons.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its amendment to the following entitled bill:

House Bill No. 146, An Act to control motor vehicle and machinery junk yards and public dumps.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its amendment to the following captioned joint resolution:

House Joint Resolution No. 4, Joint Resolution relative to a study of multiple use of the Lake Massabesic Region.

The message further stated that the House of Representatives refused to concur with the Honorable Senate in the passage of the following entitled bill, sent down from the Honorable Senate:

Senate Bill No. 41, An Act to provide assistance for education in the academies, seminaries of learning, colleges and other educational institutions of this state.

The message further stated that the House of Representatives had voted to adopt the amendment offered by the Committee on Engrossed Bills, to the following House bill, in the adoption of which amendment the House of Representatives asks the concurrence of the Honorable Senate:

House Bill No. 417, An Act relative to the sale of horned pout for re-sale, to fish and game licenses, and to fishing in Upper Connecticut River.

Amend section 1 of said bill by striking out the first three lines and inserting in place thereof the following: 1. *Horned Pout*. Amend chapter 246 of the Revised Laws (chapter 212, RSA) by inserting after section 25-b, as inserted by section 2, chapter 33, Laws of 1955, the following new section: 25-c.

On motion of Senator McMeekin, the Senate voted to concur in the adoption of the amendment offered by the Committee on Engrossed Bills to the above entitled bill.

Committee Reports

Senator Caron, for the Committee on Finance, to whom were referred:

House Bill No. 168, An Act to coordinate development and regulatory activities relating to the peaceful uses of atomic energy.

House Joint Resolution No. 43, Joint Resolution relative to interim committee to study senatorial districts.

Having considered the same, reported the same without amendments, and recommended their passage.

The reports were accepted, and the bill and joint resolution were ordered to a third reading this afternoon at 2:00 o'clock.

Senator Caron, for the Committee on Finance, to whom was referred:

House Bill No. 526, An Act relative to the distribution of copies of the Revised Statutes Annotated to members of the General Court.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass.

Amend paragraph I of section 1 of said bill by striking out the same and inserting in place thereof the following:

I. One copy of said special edition to each member of the general court who shall make application in writing, accompanied by a fee of one dollar, to the secretary of state therefor on or before September 1, 1955, provided that if said member shall desire the official bound copy he may have the same instead of the special edition upon payment of the difference in cost between the two editions.

Amend section 2 of said bill by striking out the word "twelve thousand dollars, or as much as may be necessary" and inserting in place thereof the words, eighteen thousand dollars or so much of said sum as may be necessary, so that said section as amended shall read as follows:

2. *Appropriation.* There is hereby appropriated the sum of eighteen thousand dollars or so much of said sum as may be necessary, to be expended by the secretary of state for the purchase and binding of the special edition of Revised Statutes Annotated as provided in section 1. The governor is authorized to draw his warrant for said sum out of any money in the treasury not otherwise appropriated.

The report was accepted and the amendment adopted.

(Senator Packard in the Chair)

Senator English offered the following amendment, and moved its adoption:

Amend the bill by striking out in section 1 the word and figure "September 1st" and inserting in place thereof the word and figure, August 15th.

On a *viva voce* vote, the negative prevailed, and the above amendment was not adopted.

Senator Ferguson offered the following amendment, and moved its adoption:

Amend the bill by striking out in section 1 the words "one dollar" and inserting in place thereof the words, five dollars, so that said section as amended shall read as follows: 1. One copy of said special edition to each member of the general court who shall make application in writing, accompanied by a fee of five dollars, to the secretary of state therefor on or before September 1, 1955, provided that if said member shall desire the official bound copy he may have the same instead of the special edition upon payment of the difference in cost between the two editions.

On a *viva voce* vote, the affirmative prevailed, the amendment was adopted, and the bill as amended was ordered to a third reading this afternoon at 2:00 o'clock.

On motion of Senator Lamontagne, the rules of the Senate were so far suspended as to permit the introduction of a committee report not previously advertised in the Journal.

Senator Lamontagne, for the Committee on Transportation, to whom was referred:

Senate Bill No. 131, An Act relative to weight of certain combination vehicles and semi-trailers.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass.

Amend the bill by adding after section 1 a new section. 2. *Authority of Motor Vehicle Commissioner.* Amend section 37, chapter 119, Revised Laws, as amended by section 1, chapter 11, Laws of 1947, section 1, chapter 104, Laws of 1949, sections 1 and 2, chapter 11, Laws of 1950, section 11, chapter 20, Laws of 1951 (section 61, chapter 263, RSA) and as further amended by

section 1, chapter 230, Laws of 1955, by inserting at the end of said section the following new paragraph: XIV. In determining the gross weight of vehicles under the tables as set forth in paragraphs VII and VIII the motor vehicle commissioner shall, in cases where the distance between extreme axles is not in exact number of feet, be governed by the following: If the distance is six inches or less in excess of the number of feet stated in the table the gross weight shall be deemed to be the number of feet stated in the table; if the distance is more than six inches in excess of the number of feet in the table the gross weight shall be deemed to be the next higher number of feet.

Further amend the bill by re-numbering section 2 to read section 3.

The report was accepted, amendment adopted, and the bill as amended was ordered to a third reading this afternoon at 2:00 o'clock.

On motion of Senator Adams, the rules of the Senate were so far suspended as to permit the introduction of a committee report not previously advertised in the Journal.

Senator English, for the Committee on Resources, Recreation and Development, to whom was referred:

House Bill No. 204, An Act providing for the development of the Concord Lake Project.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass.

Amend section 1 of said bill by striking out the words "At least two of the total number of members shall be resident owners of land under study by the commission as submerged or littoral areas" so that said section as amended shall read as follows:

1. *Concord Lake Study Commission.* There is hereby directed to be created a commission to consist of seven members, of whom at least three shall be from Concord and two from Bow, to be appointed by the governor with the advice and consent of the council, and to be known as the Concord Lake Study Commission. The members of the commission originally appointed shall hold office until August 1, 1957 at which time this commission shall be terminated. If any vacancy shall occur

in the membership of the commission prior to such date it shall be filled by appointment of the governor with the advice and consent of the council for the remainder of the unexpired term. Commission members shall serve without pay except that they shall be reimbursed for their actual expenses while engaged in the business of the commission from the voluntary contributions hereinafter authorized to be solicited.

Amend section 2 of said bill by inserting after the first sentence the following: The commission may also study other locations in the vicinity which might be suitable for the creation of such a lake, so that said section as amended shall read as follows:

2. *Duties of the Commission.* The commission shall study the feasibility of constructing on Turkey River in Concord at a point westerly of St. Paul's school, a dam, the crest of the spillway of which shall not exceed an elevation of three hundred forty feet above sea level for the purpose of creating an artificial body of water suitable for recreational and other public uses to be known as Concord Lake. The commission may also study other locations in the vicinity which might be suitable for the creation of such a lake. The commission shall make studies of the various public uses which such a body of water could serve; and it shall cause to be made such studies as are necessary to determine whether the creation of the said Concord Lake is physically and financially feasible, to determine the area of land necessary to be acquired to create the said Concord Lake including the area of littoral land necessary or desirable to be acquired to fulfill the various public uses which Concord Lake might reasonably serve, to determine the revenue producing potentials of such areas of land as might be acquired and to determine whether such a facility can be constructed, operated and maintained under the direction of a state commission without appropriation of funds by the state or a pledge of the state's credit, by the sale of bonds secured by revenues expected to be earned from the lake facility and the properties thereof. The commission shall cause to be made all such studies as are reasonably necessary or desirable in the determination of the foregoing matters and matters reasonably incident thereto. The commission shall make a report to the governor and council of the results of the studies that it shall have made by November 1, 1956.

The report was accepted, amendment adopted, and the bill as amended was ordered to a third reading this afternoon at 2:00 o'clock.

Reconsideration

On motion of Senator Matthews, the Senate voted to reconsider its vote on House Bill No. 533, An Act to establish a new apportionment for the assessment of public taxes.

On motion of the same Senator, the Senate voted to reconsider its vote whereby the above entitled bill was ordered to a third reading.

On motion of the same Senator, the Senate voted to recommit the above entitled bill to the Committee on Judiciary.

On motion of Senator Merrill, the rules of the Senate were so far suspended as to permit the introduction of a committee report not previously advertised in the Journal.

Senator Caron, for the Committee on Finance, to whom was referred:

House Bill No. 543, An Act relative to compensation of legislative employees.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass.

Amend section 1 of said bill by striking out the same and inserting in place thereof the following:

1. *Legislative Employees.* Amend section 23 of chapter 9 of the Revised Laws, as amended by section 1, chapter 89, Laws of 1945, section 1, chapter 271, Laws of 1947, section 1, chapter 2 and section 1 of chapter 266, Laws of 1953 (section 24, chapter 14, RSA) by striking out said section and inserting in place thereof the following: 23. *Attaches.* The compensation of the following attaches of the Senate and House of Representatives shall be sergeant-at-arms, \$9 a day; custodian of mails and supplies, \$7.50 a day; the Senate messenger who acts as custodian of mails and supplies, \$7.50 a day; messengers, assistant messengers, telephone messengers, library messengers, doorkeepers, wardens and assistant wardens, pages and chaplain, \$6 a day; each for six days a week.

Amend section 2 of said bill by striking out the same and inserting in place thereof the following:

2. *Takes Effect.* This act shall take effect as of January 5, 1955, except that part which applies to the custodian of mails of the House of Representatives which shall take effect as of January 2, 1957.

The report was accepted.

On motion of Senator McMeekin, the President declared a two-minute recess.

(Recess)

The Senate re-assembled.

Question being on the adoption of the amendment to the above entitled bill as offered by the Committee on Finance.

Senator Packard moved that the bill with the accompanying report be laid upon the table.

On a *viva voce* vote the Chair was in doubt and requested a division.

On motion of Senator Cleveland, the President declared a two-minute recess.

(Recess)

The Senate re-assembled.

Senator Packard withdrew his motion to lay the above entitled bill with accompanying report upon the table.

On motion of Senator McMeekin, the Senate resolved itself into a Committee of the Whole.

(Committee of the Whole)

The Senate re-assembled.

Question being on the adoption of the amendment offered by the Committee on Finance to the above entitled bill.

On a *viva voce* vote, the affirmative prevailed, and the amendment was adopted.

The bill as amended was ordered to a third reading this afternoon at 2 o'clock.

The President declared a two-minute recess.

(Recess)

The Senate re-assembled.

Senator Adams offered the following concurrent resolution, and moved its adoption:

Concurrent Resolution

Relating to possible abuse of Welfare aid.

Whereas, there is indication that some persons receiving state Welfare aid in the purchase of drugs and medicinal supplies are diverting such assistance to persons other than themselves and

Whereas, the extent to which such abuse of Welfare assistance is unknown, but should be determined, now therefore be it

Resolved by the Senate and House of Representatives in General Court convened:

That the attorney general is hereby instructed to conduct full and proper investigation into this matter and report his findings to the Legislative Council.

On a *viva voce* vote, the affirmative prevailed, and the above concurrent resolution was adopted.

Senator Adams offered the following concurrent resolution, and moved its adoption:

Concurrent Resolution

Relating to Business Supervisor of Institutions

Resolved by the Senate and House of Representatives in General Court convened:

That when in the conduct of his duties in office it shall appear in his considered judgment that the intended use of capital funds, or the use of appropriated operating funds is in the direction of expenditures for capital improvements of questionable value to the public; the Business Supervisor of Institutions shall so advise the Chairman of the Board, Trustees or Commission, as the case may be. Such advice shall be by letter of transmittal and shall be specific as to nature of objections and contain recommendations for changes proposed by the Business Supervisor of Institutions. In all cases a copy of the transmittal letter shall be simultaneously sent to the Governor and Council and the Chairman of the Fiscal Committee of the Legislative Council.

On a *viva voce* vote, the Senate voted to adopt the above concurrent resolution.

On motion of Senator Matthews, the rules of the Senate were so far suspended as to permit all business in order for this

afternoon at 2:00 o'clock to be made in order at the present time, and that when the Senate adjourns today, it be to meet next Monday morning at 11:00 o'clock.

Third Reading of Bills and Joint Resolutions

The following entitled bills and captioned joint resolutions were read a third time and passed:

House Bill No. 168, An Act to coordinate development and regulatory activities relating to the peaceful uses of atomic energy.

House Bill No. 204, An Act providing for the development of Concord Lake Project.

House Bill No. 543, An Act relative to compensation of legislative employees.

Senate Bill No. 131, An Act relative to weight of certain combination vehicles and semi-trailers.

House Bill No. 526, An Act relative to the distribution of copies of the Revised Statutes Annotated to members of the General Court.

House Joint Resolution No. 43, Joint Resolution relative to interim committee to study senatorial districts.

On motion of Senator O'Malley, the Senate adjourned.

MONDAY, JULY 25, 1955

The Senate met according to adjournment.

Prayer was offered by Senator Daniel, District No. 19, acting as Chaplain of the Senate.

Prayer of St. Francis

Lord, make us instruments of Thy peace; — where there is hatred let us sow love; where there is injury, pardon; where there is doubt, faith; where there is despair, hope; where there is darkness, light; and where there is sadness, joy; and where there is discrimination, let there be understanding, with liberty and justice for all.

When each one of us receives the call to go back to our Creator after the days' work well done,

"Then shall the dust return to the earth as it was; and the Spirit return unto God who gave it." Amen.

Leave of Absence

Senator LaRoche, District No. 20, was granted leave of absence for the day on account of important business.

Introduction of Guests

The President welcomed to the Senate, Mrs. Norman A. Packard of Manchester, the wife of Senator Packard, District No. 16. Also, a member of the House of Representatives, Mr. Oscar Billings of Westmoreland.

Committee Reports

Senator Caron, for the Committee on Finance, to whom was referred:

House Bill No. 36, An Act to provide recognition of the war service of residents of this state who served in the armed forces of the United States during the Korean conflict.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted.

Senator Adams moved that the above entitled bill, with the accompanying report, be laid upon the table, and made a special order of business for tomorrow morning at 11:01 a. m.

On a *viva voce* vote, the Chair was in doubt and requested a division.

Eight Senators having voted in the affirmative, and fourteen Senators having voted in the negative, the negative prevailed, and the motion for a special order was lost.

On a *viva voce* vote, the above entitled bill was ordered to a third reading this afternoon at 2:00 o'clock.

Senator Cleveland requested that the record show that he had refrained from voting on the passage of the above entitled bill.

Senator Caron, for the Committee on Finance, to whom were referred:

House Joint Resolution No. 6, Joint Resolution providing an appropriation for works of improvement on small watersheds.

House Joint Resolution No. 17, Joint Resolution relating to teachers' retirement system study.

House Joint Resolution No. 49, Joint Resolution relative to

a road in Fitzwilliam and providing for a study of access highways to state reservations.

Having considered the same, reported the same without amendments, and recommended their passage.

The reports were accepted, and the joint resolutions were ordered to a third reading this afternoon at 2:00 o'clock.

Senator Caron, for the Committee on Finance, to whom was referred:

House Joint Resolution No. 10, Joint Resolution in favor of the New Hampshire Veterans' Association.

Having considered the same, reported the same with the following amendment, and recommended that the joint resolution as amended ought to pass.

Amend the joint resolution to read as follows:

That the sum of fifteen hundred (\$1500) dollars for the fiscal year ending June 30, 1956, and a like sum for the fiscal year ending June 30, 1957, are hereby appropriated for the New Hampshire Veterans' Association for the purpose of repairs and maintenance of the buildings and grounds of said Association at the Weirs. The Governor is authorized to draw his warrant for the sums hereinabove appropriated out of any money in the treasury not otherwise appropriated.

The report was accepted, amendment adopted, and the resolution as amended was ordered to a third reading this afternoon at 2:00 o'clock.

Senator Caron, for the Committee on Finance, to whom was referred:

House Bill No. 542, An Act providing additional retirement benefits for Harry L. Hurlbert.

Having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted, and the recommendation of the Committee on Finance, inexpedient to legislate, was adopted.

Senator McMeekin, for the Joint Committee on Education and Finance, to whom was referred:

House Bill No. 271, An Act to equalize educational opportunities and to improve the public elementary and high schools of New Hampshire.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass.

Amend section 1 of the bill by striking out in said section the words "equalized valuation" wherever they appear and inserting in place thereof the words, adjusted valuation, except as provided in section 11.

Amend section 10, subsection a of chapter 140 of the Revised Laws as inserted by section 1 of said bill by striking out in line 5 the word "fourteen" and inserting in place thereof the word, thirteen.

Further amend said section by striking out the following sentence "as may be required to carry out the purposes of this act and to equitably distribute sums appropriated for foundation aid, the local effort shall be subject to adjustment annually by the State Board of Education, prior to the computation of foundation aid."

Amend section 11 of chapter 140 of the Revised Laws as inserted by section 1 of said bill by striking out said section and inserting in place thereof the following:

11. *Allocation and Proration of Funds.* If in any year the amount appropriated for distribution as foundation aid shall be insufficient to distribute foundation aid in accordance with the provisions of section 10-a, the state board of education, except as hereinafter provided, shall reduce by proration the amount of foundation aid to be paid to each school district qualifying therefor. Provided that in any town where the total tax rate shall be four dollars or more per one hundred dollars of valuation based on 100% valuation as equalized by the Tax Commission, the state board shall not reduce by proration the amount of foundation aid to the school district of said town.

So that said section as amended shall read as follows:

10. *Kind of State Aid.* To carry out the provisions of sections 8 and 9, aid termed "Foundation Aid" is hereby adopted as follows:

a. *Foundation Aid.* To more nearly provide equal public school educational opportunity throughout the state, each school district qualifying therefor shall receive annually an

amount equal to the remaining costs of the required programs of public elementary and high school education over and above the proceeds of a tax of thirteen dollars per thousand dollars of adjusted valuation (hereinafter called the "Local Effort") of each district. For the purpose of this act the cost of the required programs shall be two hundred dollars annually for each elementary school pupil and three hundred dollars annually for each high school pupil in average daily membership in approved public schools.

If a district receives from local taxation for school purposes during the fiscal year previous to the year of computation of foundation aid a sum less than the amount of the local effort required of that district, its foundation aid shall be reduced by an amount equal to the difference between the local effort and the amount received from local taxation for school purposes.

b. *Time of Computation.* Between October first and December thirty-first in each year the state board of education shall cause to be computed the amount of foundation aid to be paid to eligible school districts in the succeeding fiscal year. The computation shall be based upon the most recently available adjusted valuation of each school district and the average daily membership in approved public schools in each school district for the preceding year. Whenever it shall appear or be made to appear to the tax commission that circumstances have so changed in any school district from one year to another that the use of the most recently available adjusted valuation is unfair, unjust or inequitable, the tax commission shall determine what changes or modifications shall be made in the adjusted valuation of such district. The tax commission shall certify such changed adjusted valuation to the state board of education by October first. The state board of education shall use such changed adjusted valuation in computing the foundation aid to which such district is entitled.

c. *To Whom Paid.* Foundation aid shall be paid to the school district legally responsible for the education of the pupils who attend approved public schools within the district or in other districts, as the case may be. Payment of foundation aid shall be made on or before January fifteenth in the fiscal year for which such aid is due.

11. *Allocation and Proration of Funds.* If in any year the amount appropriated for distribution as foundation aid shall be insufficient to distribute foundation aid in accordance with the provisions of section 10-a, the state board of education, except as hereinafter provided, shall reduce by proration the amount of foundation aid to be paid to each school district qualifying therefor. Provided that in any town where the total tax rate shall be four dollars or more per one hundred dollars of valuation based on 100% valuation as equalized by the Tax Commission, the state board shall not reduce by proration the amount of foundation aid to the school district of said town.

12. *Unexpended Appropriation.* Any amounts not distributed in the first year of any biennium may be distributed in the second year, if required to distribute the maximum amount permissible under the provisions of section 10.

13. *Adjusted Valuation.* The adjusted valuation of a school district is the adjusted valuation of the city or town of which it is composed, as computed by the state tax commission; and in a city or town comprising more than one school district the adjusted valuation of any school district shall be such fraction of the adjusted valuation of the whole city or town as the assessed valuation of the school district is of the assessed valuation of the whole city or town.

The report was accepted.

On motion of Senator McMeekin, the President declared a five-minute recess.

(Recess)

The Senate re-assembled.

Question being on the adoption of the amendment offered by the Joint Committee on Education and Finance to the above entitled bill.

Senator McMeekin offered the following amendment to the amendment and moved its adoption:

Amend section 11 of the bill by striking out the figure and words "100% valuation as" and inserting in place thereof the following: assessed valuation as last, so that the section will read as follows:

11. *Allocation and Proration of Funds.* If in any year the amount appropriated for distribution as foundation aid

shall be insufficient to distribute foundation aid in accordance with the provisions of section 10-a, the state board of education, except as hereinafter provided, shall reduce by proration the amount of foundation aid to be paid to each school district qualifying therefor. Provided that in any town where the total tax rate shall be four dollars or more per one hundred dollars of valuation based on assessed valuation as last equalized by the Tax Commission, the state board shall not reduce by proration the amount of foundation aid to the school district of said town.

On a *viva voce* vote, the above amendment to the amendment was adopted.

On a *viva voce* vote, the amendment offered by the Joint Committee on Education and Finance to the above entitled bill was adopted.

On a *viva voce* vote, the bill as amended was ordered to a third reading this afternoon at 2:00 o'clock.

Bill Recalled from Committee

On motion of Senator Ferguson, the following entitled bill was recalled from the Committee on Public Works:

House Bill No. 167, An Act relative to expenditure of state funds on Class IV compact section highways.

Senator Packard, for the Committee on Public Works, reported the above entitled bill as, ought to pass.

The report was accepted.

Senator Ferguson offered the following amendment and moved its adoption:

Amend said bill by inserting after section 1 thereof the following new sections:

2. Amend section 4, part 1 of chapter 90 of the Revised Laws as inserted by chapter 188, Laws of 1945 and amended by chapter 30 of the Laws of 1951 by striking out said section and inserting in place thereof the following: 4. *Classification*. Highways of the state shall be divided into six classes as follows:

I. Class I highways shall consist of all existing or proposed highways on the primary state highway system, excepting all portions of such highways within the compact

sections of cities or towns of thirty-five hundred inhabitants and over.

II. Class II highways shall consist of all existing or proposed highways on the secondary state highway system, excepting all portions of such highways within the compact sections of cities or towns of thirty-five hundred inhabitants and over.

III. Class III highways shall consist of all recreational roads leading to, and within, state reservations designated by the legislature.

IV. Class IV highways shall consist of all highways within the compact sections of cities or towns of thirty-five hundred inhabitants and over. The compact section of any such city or town shall be the territory within such city or town where the frontage on any highway, in the opinion of the highway commissioner, is mainly occupied by dwellings or buildings in which people live, or business is conducted, throughout the year and not for a season only.

IV-a. The number of inhabitants for the determination of Class IV highways shall be those shown by the latest available federal census and where the classification of any highway under this section is dependent upon the number of inhabitants of a city or town such classification shall be changed in accordance with the changed population of such city or town as reported by said census; provided, that in towns where colleges or other institutions of higher learning are located and students residing within the town during the school year only, have been included in the federal census figures, the commissioner of public works and highways shall deduct from the federal census figures the number of such students as shown by a signed statement by the head of the college or other institution of higher learning.

V. Class V highways shall consist of all other traveled highways which the town has the duty to maintain regularly, and shall be known as town roads.

VI. Class VI highways shall consist of all other existing public ways, and shall include all highways discontinued as open highways and made subject to gates and bars, and all

highways which have not been maintained and repaired by the town in suitable condition for travel thereon for five successive years or more.

3. *Aid for Town Highways.* Amend section 2, part 13, chapter 90, of the Revised Laws, as inserted by chapter 83, Laws of 1951 and amended by chapter 31, Laws of 1953 (section 2, chapter 241, RSA) by striking out the words "twenty-five" in the nineteenth line thereof and inserting in place thereof the words, thirty-five, so that said section as amended shall read as follows: 2. *Apportionment.* All funds available to cities, towns or unincorporated places pursuant to the provisions hereof shall be allotted by the commissioner of public works and highways upon the following basis: (a) *Apportionment A.* The commissioner shall apportion, on the basis of a sum of not less than nine hundred thousand dollars, to each city, town and unincorporated place, an amount based on the proportion which the mileage of the regularly maintained Class IV and Class V highways in that city, town or unincorporated place, as of January 1st of the previous year, bears to the total mileage of the regularly maintained Class IV and Class V highways in the state as of that date. Any city or town issuing bonds or long term notes to accelerate the improvement of its Class IV and Class V highways may apply any part of the funds herein apportioned, for a period not to exceed five years or with the approval of the commissioner for a period not to exceed ten years, to aid in the retirement of such bonds or notes: (b) *Apportionment B.* The commissioner shall apportion to each city and town of thirty-five hundred inhabitants and over, one thousand dollars per mile for the mileage of Class IV highways which are urban extensions of Class I and Class II highways. If the projects submitted are eligible for federal assistance, this apportionment must be used to match any federal funds which may be available to the applicant city or town. Any city or town issuing bonds to accelerate the improvement of arterial routes within its compact area may apply any part of the funds herein apportioned, for a period not to exceed ten years, to aid in the retirement of such bonds: (c) *Apportionment C.* The commissioner shall apportion to eligible cities or towns the amount of federal funds which are available for their use.

4. *Highways: Regulation.* Amend section 1 of part 19 of chapter 90 of the Revised Laws as inserted by chapter 188 of the Laws of 1945 (section 5, chapter 249, RSA) by striking out the words "twenty-five" in the third line thereof and inserting in place thereof the words, thirty-five, so that said section as amended shall read as follows: 1. *Regulation.* The commissioner may regulate the use of Class I, Class II, and Class III highways in towns of less than thirty-five hundred population and in other towns outside the compact portion thereof as determined by him. He may establish stop intersections, erect stop signs, or other traffic devices or signals thereon or upon any highway entering therein.

Further amend said bill by renumbering section 2 to read section 5.

On motion of Senator Ferguson, the reading of the amendment was dispensed with as it had been printed in the Journal.

(Discussion ensued)

Question being on the adoption of the amendment offered by Senator Ferguson to the above entitled bill.

On a *viva voce* vote, the Chair was in doubt.

Senator Ferguson requested a division.

Thirteen Senators having voted in the affirmative, and eight Senators having voted in the negative, the affirmative prevailed, and the amendment was adopted.

Senator Packard offered the following amendment, and moved its adoption:

Amend section 5 of the bill by striking out the entire section and inserting in place thereof the following: *Takes Effect.* This act shall take effect on July 1, 1957.

On a *viva voce* vote, the negative prevailed, and the amendment was not adopted.

On a *viva voce* vote, the bill was ordered to a third reading this afternoon at 2:00 o'clock.

Senator Ferguson moved that the rules of the Senate be so far suspended as to place the above entitled bill on its third reading and final passage at the present time.

On the above motion, Senator Packard requested a division.

Fifteen Senators having voted in the affirmative, and four Senators having voted in the negative, the affirmative prevailed, and the bill was read a third time and passed.

Bill Recalled from Committee

On motion of Senator Cleveland, the following entitled bill was recalled from the Committee on Transportation:

Senate Bill No. 120, An Act increasing registration fees for motor vehicles of heavy weights.

Senator Lamontagne, for the Committee on Transportation, reported the above entitled bill with no recommendation.

Senator Packard moved that the above entitled bill be reported as inexpedient to legislate.

Senator Cleveland spoke in opposition to this motion.

(Discussion ensued)

At the request of Senator Cleveland, the President declared a two-minute recess.

(Recess)

The Senate re-assembled.

Senator Cleveland offered the following amendment, and moved its adoption:

Amend section 1, line 15, by striking out the words "fifty thousand" and inserting in place thereof the words, fifty-two thousand and eight hundred pounds

(Question ensued)

Question being on the adoption of the amendment offered by Senator Cleveland to the above entitled bill.

On a *viva voce* vote, the affirmative prevailed, and the amendment was adopted.

Senator Packard moved that further consideration of the above entitled bill be indefinitely postponed.

(Discussion ensued)

Question being on the motion of Senator Packard that the above entitled bill be indefinitely postponed.

On this motion, Senator Packard demanded a roll call.

The Clerk proceeded to call the roll.

The following named Senators voted in the affirmative: Lamontagne, Colburn, Packard, Caron, Daniel and Foote.

The following named Senators voted in the negative: O'Brien, McMeekin, Washburn, Matthews, Keller, Cleveland,

Ainsworth, Powell, Landers, English, Paquette, Ferguson, O'Malley, Smalley, Adams, and Merrill.

Six Senators having voted in the affirmative, and sixteen Senators having voted in the negative, the negative prevailed, and the motion to indefinitely postpone was lost.

Senator Adams offered the following amendment, and moved its adoption:

Amend section 2 by striking out said section and inserting in place thereof the following: *Takes Effect*. This act shall take effect June 30, 1955.

On a *viva voce* vote, the affirmative prevailed, and the amendment was adopted.

Senator Lamontagne offered the following amendment, and moved its adoption:

Amend Senate Bill No. 120 by striking out the whole of said bill after the words "An Act" and substituting in lieu the following:

To Study Registration Fees for Motor Vehicles.

Be it enacted by the Senate and House of Representatives in General Court convened:

1. *Study*. The Motor Vehicle Commissioner or his designated representatives and the Commissioner of Public Works and Highways or his designated representatives and five representatives of highway users to be selected as hereinafter provided are hereby authorized and directed to make a study of registration fees for motor vehicles and to report to the 1957 legislature.

2. Said representatives of the highway users shall be appointed by the Governor with the consent of the Council and together with the said commissioners shall constitute one committee for the purposes set forth herein.

3. *Takes Effect*. This act shall take effect upon its passage.

On a *viva voce* vote, the negative prevailed, and the amendment was not adopted.

Senator Packard offered the followed amendment, and moved its adoption:

Amend the bill by striking out the period at the end of line 15 and adding the following: for each one hundred pounds or fraction thereof in excess of fifty thousand pounds

On a *viva voce* vote, the Chair was in doubt and requested a division.

Four Senators having voted in the affirmative, and fifteen Senators having voted in the negative, the negative prevailed, and the amendment was not adopted.

Question, Shall the bill be read a third time?

On a *viva voce* vote, the affirmative prevailed, and the bill was ordered to a third reading this afternoon at 2:00 o'clock.

On motion of Senator Cleveland, the rules of the Senate were so far suspended as to place the above entitled bill on its third reading and final passage at the present time.

The above entitled bill was read a third time and passed.

On motion of Senator McMeekin, the Senate refused to reconsider its vote on the above entitled bill.

On motion of Senator Adams, the Committee of Conference reported on:

Senate Bill No. 83, An Act relative to Colby Junior College Highway and Sutton Road; was taken from the table.

On motion of Senator Powell, the Senate voted to adopt the Committee of Conference report on the above entitled bill.

On motion of Senator Cleveland, the rules of the Senate were so far suspended as to permit the introduction of a committee report not previously advertised in the Journal.

Senator Keller, for the Committee on Judiciary, to whom was referred:

Senate Bill No. 129, An Act relative to powers of the superior court on immunity of witnesses.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass.

Amend said bill by inserting after section 2 the following new section:

3. *Federal Immunity.* Should federal law subsequently permit a grant of concurrent federal immunity the attorney general is directed to request such concurrent federal immunity

in the case of each witness about to be compelled to testify by authority of this act.

Further amend said bill by renumbering section 3 to read section 4.

The report was accepted, and the amendment was adopted.

In connection with the above entitled bill, Senator Cleveland requested that his following remarks be made a part of the permanent record in the Journal:

"The public hearing on Senate Bill No. 129, An Act relative to powers of the superior court on immunity of witnesses, was held this morning in Room 307 before the Senate Judiciary Committee, with all members of the committee present with the exception of Senator O'Malley, District No. 18, and Senator Landers, District No. 10. The two named Senators were not in opposition to the bill, but were detailed elsewhere. Nobody appeared in opposition to this bill. The Judicial Council, which was asked by the Senate to consider this bill constitutionally, did not disapprove the bill, neither did the Judicial Council recommend against its passage. The Judicial Council specifically does disapprove of legislation and specifically in its report to the General Court recommends against passage of legislation. The fact that there was no opposition at the hearing, together with the tacit approval of the Judicial Council convinced the Judiciary Committee that this legislation should be passed at this time. In addition, the Attorney General assured the committee that the powers which this bill will grant to his investigation of subversive activity will not be used simply as a method of putting suspected subversives in jail, but will be used primarily as a method of obtaining necessary facts. The Attorney General further pointed out that probably before the superior court would order anybody to testify who had claimed their constitutional privilege, there would be some sort of hearing before the superior court. Finally, the Attorney General pointed out that there was legislation pending in Congress which if passed would remove perhaps the outstanding objection to this legislation. The legislation pending in Congress would make it possible for the Attorney General of a State to get immunity for a witness from prosecution under federal law at the same time that he was getting it under the State law. This explains our amendment. The Attorney General wished it to be stated

that he appeared at the request of the committee and was neither for nor against the bill. He did state, however, that he preferred the House version of the bill. In addition, Senator Powell, the sponsor of this measure, and Frank Sawyer, the Adjutant of the American Legion, appeared in favor of the legislation."

On motion of Senator Cleveland, the rules of the Senate were so far suspended as to place the above entitled bill on its third reading and final passage at the present time.

On motion of Senator Ainsworth, the rules of the Senate were so far suspended as to permit the introduction of a committee report not previously advertised in the Journal.

Senator Adams, for the Joint Committee of Resources, Recreation and Development, Ways and Means and Finance, to whom was referred:

House Bill No. 25 (In New Draft), An Act relative to forest conservation and taxation.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass.

Amend the first four lines of section 1 of said bill by striking out the same and inserting in place thereof the following:

1. *New Chapter.* Amend chapter 79-A of the Revised Laws, as inserted by chapter 295, Laws of 1949, and as amended by chapter 12, Laws of 1951 and chapter 256, Laws of 1953 (chapter 79, RSA) by striking out said chapter and inserting in place thereof the following:

Amend section 14 of chapter 79-A as inserted by section 1 of said bill by striking out said section and inserting in place thereof the following:

14. *Collection and Distribution of Normal Yield Taxes and Bond and Debt Retirement Taxes in Unorganized Towns and Unincorporated Places.* The taxes assessed under sections 3 and 4 of this chapter in any unorganized town or unincorporated place shall be collected by the director of the division of interest and dividends of the state tax commission and paid by him to the state treasurer. The director of the division of interest and dividends shall have the same powers

in collecting the tax as are provided tax collectors under chapter 80 of the Revised Laws. The state treasurer shall distribute the normal yield taxes in the unorganized towns and unincorporated places as follows: (a) to the state tax commission the cost of assessment, collection and any appeal in the unorganized towns and unincorporated places; (b) to the treasurer of the county in which such town or place is situated, to be credited against its share of the county tax, if any, for the ensuing year. Any normal yield tax revenues remaining in the state treasury after the above distributions have been made together with any balance shall be for use by the state forester in the place from which the tax was collected. The funds shall be used for forest conservation purposes including the construction and maintenance of forest fire roads and trails and forest diseases and insect control.

The director of the division of interest and dividends shall also collect any unpaid taxes assessed under chapter 79-A in unincorporated places and unorganized towns under the statute prior to the enactment of this act.

Amend said bill by inserting after section 25 of chapter 79-A as inserted by section 1 of said bill the following new section:

26. *Distribution.* The state treasurer shall annually make distribution to the towns and cities from the funds provided for herein in accordance with the certification from the state tax commission of the amounts due hereunder.

27. *Interpretation.* Nothing herein contained shall be construed as repealing or affecting in any way the authority for the issuance of bonds under sections 13, 14, 15 and 16 of chapter 295, Laws of 1949, chapter 4, Laws of 1951, chapter 216, Laws of 1951, and chapter 170, Laws of 1953, nor shall it affect bonds heretofore or hereafter issued in accordance with said statutes.

Further amend said bill by inserting after section 2 the following new section:

3. *Goshen-Lempster Cooperative School District.* In so far as the borrowing by the Goshen-Lempster cooperative school district is concerned which has been authorized under

the provisions of chapter 11 of the Laws of 1955 the debt limit thereof shall be computed on the last assessed valuation plus the five-year average assessment of growing wood and timber therein.

Amend section 3 of said bill by striking out the same, re-numbering and inserting in place thereof the following:

4. *Takes Effect.* The provisions of section 3 shall take effect upon the passage of this act. The remaining provisions of this act shall take effect October 1, 1955, provided, however, that reimbursement shall be made for losses of tax revenue sustained in the year 1955 to those places so entitled in accordance with section 3, chapter 242 of the Laws of 1953. Section 10 of chapter 256 of the Laws of 1953 is hereby repealed as of October 1, 1955.

On motion of Senator Ainsworth, the above entitled bill with the accompanying report was laid upon the table and made a special order of business for Tuesday morning, July 26th, at 11:01 a. m.

Introduction of Senate Bills

Senator Cleveland introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred to:

Joint Committee on Public Works and Finance:

Senate Bill No. 133, An Act relating to the apportionment of expenses for municipalities in fighting forest fires and to class I road aid.

Senator Cleveland introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred to:

The Committee on Judiciary:

Senate Bill No. 134, An Act granting the attorney general subpoena power in certain cases.

Senator Cleveland moved that the printing and reference to committee be dispensed with, and the above entitled bill be placed upon its third reading and final passage at the present time.

(Discussion ensued)

Senator Ferguson moved that further consideration of the above entitled bill be indefinitely postponed.

On a *viva voce* vote, the Chair was in doubt.

Senator Ferguson requested a division.

Three Senators having voted in the affirmative, and fifteen Senators having voted in the negative, the negative prevailed, and the motion was lost.

Question being: Shall the bill be ordered to a third reading and final passage at the present time?

On a *viva voce* vote, the affirmative prevailed, and the bill was read a third time and passed.

Senator Keller introduced the following captioned joint resolution, which was read a first and second time, laid upon the table to be printed, and referred:

To the Committee on Finance:

Senate Joint Resolution No. 7, Joint Resolution providing for distribution of information to delegates prior to constitutional convention.

On motion of Senator Matthews, the Senate adjourned from the morning session at 3:10 p. m.

Afternoon

The Senate re-assembled.

Third Reading of Bills and Joint Resolutions

The following entitled bills and captioned joint resolutions were read a third time and passed:

House Bill No. 36, An Act to provide recognition of the war service of residents of this state who served in the armed forces of the United States during the Korean conflict.

House Bill No. 271, An Act to equalize educational opportunities and to improve the public elementary and high schools of New Hampshire.

House Joint Resolution No. 6, Joint Resolution providing an appropriation for works of improvement on small watersheds.

House Joint Resolution No. 10, Joint Resolution in favor of the New Hampshire Veterans' Association.

House Joint Resolution No. 17, Joint Resolution relating to teachers' retirement system study.

House Joint Resolution No. 49, Joint Resolution relative to

a road in Fitzwilliam and providing for a study of access highways to state reservations.

On motion of Senator Packard, the Senate adjourned at 3:22 p. m.

TUESDAY, JULY 26, 1955

The Senate met according to adjournment.

Committee Reports

On motion of Senator Lamontagne, the rules of the Senate were so far suspended as to permit the introduction of a committee report not previously advertised in the Journal.

Senator Lamontagne, for the Committee on Transportation, to whom was referred:

House Bill No. 363, An Act relative to pedestrians and to dimming lights on motor vehicles and trailer break-away safety chains on trailers.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted, and the bill ordered to a third reading this afternoon at 2 o'clock.

On motion of Senator Matthews, the rules of the Senate were so far suspended as to permit the introduction of a committee report not previously advertised in the Journal.

Senator Keller, for the Joint Committee on Public Health and Education, to whom was referred:

House Bill No. 328, An Act to change the name of the Board of Nurse Examiners and to increase the fees for nurse registration.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass.

Amend said bill by striking out section 3 and inserting in its place the following:

3. *Uniformity of Wording.* Amend section 6, chapter 257, Revised Laws as inserted by chapter 285, Laws of 1947, and as amended by chapter 127, Laws of 1951, by striking out said section and inserting in place thereof the following:

6. *Registration.* Any person of good moral character over twenty years of age who is a citizen of the United States or who has legally declared his intention of becoming one or who is a citizen of a Canadian province, who holds a diploma from a state accredited school of nursing giving a course of at least three years or its equivalent in a university or college of nursing, affiliated with an institution or institutions approved by the board as maintaining in this and other respects adequate standards, all of which shall be determined by the said board, and who shall have received from the board a certificate of qualification to practice as a registered nurse, shall be styled and known as a registered nurse and no other person shall assume such title or use the abbreviation R. N. or any other words, letters, or figures to indicate that the person using the same is a registered nurse.

On motion of Senator Matthews, the reading of the amendment was dispensed with.

The report was accepted, amendment adopted, and the bill as amended was ordered to a third reading this afternoon at 2:00 o'clock.

On motion of Senator Matthews, the rules of the Senate were so far suspended as to place the two above entitled bills on their third reading and final passage at the present time.

Third Reading of Bills

The following entitled bills were read a third time and passed:

House Bill No. 363, An Act relative to pedestrians and to dimming lights on motor vehicles and trailer break-away safety chains on trailers.

House Bill No. 328, An Act to change the name of the Board of Nurse Examiners and to increase the fees for nurse registration.

The President declared a short recess.

(Recess)

The Senate re-assembled.

Special Order

Senator Ainsworth called for the special order.

Question being on the adoption of the amendment offered

by the Joint Committee of Resources, Recreation and Development, Ways and Means and Finance on House Bill No. 25, (In New Draft), An Act relating to forest conservation and taxation.

On a *viva voce* vote, the amendment was adopted, and the bill was ordered to a third reading this afternoon at 2:00 o'clock.

On motion of Senator Ainsworth, the rules of the Senate were so far suspended as to place the above entitled bill on its third reading and final passage at the present time.

Third Reading of Bill

The following entitled bill was read a third time, and passed:

House Bill No. 25 (In New Draft), An Act relating to forest conservation and taxation.

Introduction of Guest

The President welcomed to the Senate, Mrs. Gertrude Ferguson, the wife of Senator Ferguson, District No. 14, who was the guest of that Senator.

On motion of Senator Cleveland, the President declared a five-minute recess.

(Recess)

The Senate re-assembled.

On motion of Senator Adams, the rules of the Senate were so far suspended as to permit the introduction of a committee report not previously advertised in the Journal.

Senator English, for the Committee on Resources, Recreation and Development, to whom was referred:

House Bill No. 500, An Act providing for the acquisition of certain dams and water rights by the water resources board.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass.

Amend the bill by striking out section 1 and inserting in place thereof the following:

1. *Acquisition Authorized.* The water resources board is hereby authorized to accept from the owners thereof the

following described property for the purpose of improving and controlling certain water rights for the benefit of the state. (1) dams and water rights controlling Pawtuckaway pond and Mendum pond in the towns of Nottingham and Barrington together with approximately seven hundred acres of land bordering said waters in said towns. The sum of nine thousand one hundred and twenty-five dollars for the fiscal year ending June 30, 1956 and a like sum for the fiscal year ending June 30, 1957, are hereby appropriated to be expended by the water resources board for the purpose of making repairs and modifications to said dams and placing them in condition to best serve the interests of the state. The appropriation hereunder shall be a continuing appropriation and shall not lapse.

2. *Suncook River.* The water resources board is hereby authorized to acquire from the owners thereof on such terms and conditions as it may deem suitable the dams and water rights on and in the Suncook river extending from the town of Barnstead through Gilmanton to the town of Alton. The sum of sixteen thousand five hundred dollars for the fiscal year ending June 30, 1956, and a like sum for the fiscal year ending June 30, 1957, are hereby appropriated to be expended by the water resources board for the purpose of making repairs and modifications to said dams and placing them in condition to best serve the interests of the state. The appropriation hereunder shall be a continuing appropriation and shall not lapse.

Further amend the bill by renumbering sections 2 and 3 to read sections 3 and 4.

The report was accepted, amendment adopted, and the bill as amended was referred to the Committee on Finance under the rules.

On motion of Senator Powell, the rules of the Senate were so far suspended as to permit the introduction of a committee report not previously advertised in the Journal.

Senator Caron, for the Committee on Military and Veterans' Affairs, to whom was referred:

House Bill No. 379, An Act relative to service exemption for veterans.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass.

Amend section 1 of said bill by adding after the word "dollars" in the twentieth line thereof the words, and provided further that the resident qualified for exemption, excepting those with a service-connected disability, shall not be delinquent in the payment of any taxes due the state of New Hampshire or any political subdivision thereof, so that said section as amended shall read as follows:

1. *Veterans' Taxation.* Amend section 29 of chapter 73 of the Revised Laws as amended by chapter 174, Laws of 1943, chapter 4, Laws of 1944, chapter 240, Laws of 1947, section 1, chapter 167, Laws of 1949 and by section 1, chapter 132, Laws of 1951 (chapter 72, RSA), by striking out said section and inserting in place thereof the following: 29. *Service Exemption.* Every resident of this state who served not less than ninety days in the armed forces of the United States in any of the following wars or armed conflicts, the Spanish War, Philippine Insurrection, Boxer Rebellion, World War I, World War II, or Korean Conflict, as hereinafter defined who have been discharged or separated therefrom under conditions other than dishonorable or the spouse of such resident, or the widow of such resident, and every resident, or the spouse of such resident, whose services were terminated for a service-connected disability, and the widow of any resident who suffered a service-connected death, in consideration of such service, shall be exempt each year from taxation upon his or her residential real estate, to the value of one thousand dollars, provided the value of such residential real estate in this state as assessed by the selectmen does not exclusive of bona fide encumbrances of record thereon, exceed five thousand dollars, and provided further that the resident qualified for exemption, excepting those with a service-connected disability, shall not be delinquent in the payment of any taxes due the state of New Hampshire or any political subdivision thereof. The following terms as used in this section shall be construed as follows:

(1) "Spanish War" between April 21, 1898 and April 11, 1899.

(2) "Philippine Insurrection" between April 12, 1899 and July 4, 1902 extended to July 15, 1903 for service in the Moro Provinces.

(3) "Boxer Rebellion" between June 16, 1900 and May 12, 1901.

(4) "World War I" between April 6, 1917 and November 11, 1918 extended to April 1, 1920 for service in Russia, provided that reenlistment in military or naval service on or after November 12, 1918 and before July 2, 1921 where there was prior service between April 6, 1917 and November 11, 1918 shall be considered as World War I service.

(5) "World War II" between December 7, 1941 and December 31, 1946.

(6) "Korean Conflict" between June 25, 1950 and July 27, 1953.

Amend section 4 of said bill by adding at the end thereof the following words, and shall include a house trailer if used for said purpose, so that said section as amended shall read as follows:

4. *Residence.* Amend section 29-g of chapter 73 of the Revised Laws as inserted by chapter 240 of the Laws of 1947 (chapter 72, RSA) by striking out said section and inserting in place thereof the following: 29-g. *Definitions.* I. The word "resident" as used in section 29 shall mean a person who has resided in this state for at least six months preceding April 1, in the year in which exemption is claimed. II. The term "residential real estate" for the purposes of sections 29 to 29-h, inclusive shall mean the real estate which the person qualified for an exemption thereunder occupies as his principal place of abode together with any land or buildings appurtenant thereto and shall include a house trailer if used for said purpose.

On motion of Senator Powell, the reading of the amendment was dispensed with.

The report was accepted, amendment adopted, and the bill as amended was ordered to a third reading this afternoon at 2:00 o'clock.

On motion of Senator Powell, the rules of the Senate were so far suspended as to place the above entitled bill on its third reading and final passage at the present time.

Third Reading of Bill

The following entitled bill was read a third time, and passed:

House Bill No. 379, An Act relative to service exemption for veterans.

Engrossed Bills

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled House bills and House joint resolutions:

House Bill No. 146, An Act to control motor vehicle and machinery junk yards and public dumps.

House Bill No. 380, An Act providing for liens in favor of hospitals.

House Bill No. 417, An Act relative to the sale of horned pout for resale, to fish and game licenses and to fishing in Upper Connecticut River.

House Bill No. 532, An Act to provide for cumulative pocket supplements to Revised Statutes Annotated.

House Bill No. 544, An Act relative to the salary of the justice of the Claremont municipal court.

House Joint Resolution No. 4, Joint Resolution relative to a study of multiple-use of the Lake Massabesic Region.

House Joint Resolution No. 28, Joint Resolution to provide for a cooperative aerial geophysical survey of portions of the state of New Hampshire.

House Joint Resolution No. 61, Joint Resolution in favor of the estate of George T. Colony.

House Bill No. 174, An Act providing funds for highway improvement.

House Bill No. 168, An Act to coordinate development and regulatory activities relating to the peaceful uses of atomic energy.

House Bill No. 81, An Act relative to penalties for certain motor vehicle violations.

House Bill No. 329, An Act relative to disabled veterans.

IRENE W. LANDERS,
For the Committee.

Introduction of Senate Bill

The Committee on Rules introduced the following entitled bill, which was read a first and second time, laid on the table to be printed, and referred:

To the Committee on Judiciary:

Senate Bill No. 135, An Act legalizing the annual school district meeting of the Litchfield school district.

On motion of Senator Cleveland, the printing and reference to committee of the above entitled bill was dispensed with.

On motion of the same Senator, the rules of the Senate were so far suspended as to place the above entitled bill on its third reading and final passage at the present time.

Third Reading of Bill

The following entitled bill was read a third time, and passed.

Senate Bill No. 135, An Act legalizing the annual school district meeting of the Litchfield school district.

On motion of Senator Packard, the rules of the Senate were so far suspended as to permit the introduction of a committee report not previously advertised in the Journal.

Senator Daniel, for a Majority of the Committee on Public Works and Judiciary, to whom was referred:

House Bill No. 474, An Act relative to lay out of Class I and II highways and assessment of damages.

Having considered the same, reported the same with the following amendments, and recommended that the bill as amended ought to pass.

Amend section 10 of Part 4 of chapter 90, Revised Laws, as inserted by section 1 of said bill by striking out said section and inserting in place thereof the following:

10. *Board.* There is hereby created and there shall be a board to be known as the highway damage review and appeal board consisting of five persons who have been residents of New Hampshire for at least five years and who have had previous experience in the assessment of land values and/or knowledge of appraisal of real estate values. There shall be not more than two members of said board from any one county. The board shall review all land damage awards in excess of twenty-five hundred dollars. The board shall review any other award when requested by either the State or an aggrieved land owner.

Amend section 8 of the bill by striking out the same and inserting in place thereof the following:

8. *Taking of Land and Property.* Upon receipt of the report on the findings and determination of the governor and council, or of the layout commission, a land damage commission of three independent qualified citizens shall be appointed by the governor with the advice and consent of the council, and shall then assess the damages to be sustained by each owner of land or property to be taken or purchased. They shall tender payment of the sum so assessed for damages unless the same shall be reviewed by the highway damage review and appeal board in the manner herein provided. No taking or purchase of land or property so assessed shall be consummated until tender of payment is made and accepted or refused by the owner or owners of the land or property to be taken. Such acceptances shall be in writing and signed in ink. Such taking or purchase of land or property shall be in fee simple.

Amend section 9 of the bill by striking out the same and inserting in place thereof the following:

9. *Land Damage Commission.* Members of land damage commission, appointed hereunder, shall receive for their services the sum of fifteen dollars per day, for such time as they actually are engaged in the service of the state and shall be reimbursed for all traveling, subsistence, incidental and clerical expenses; and any costs of litigation incurred in carrying out the provisions of this act. Such compensation shall be a charge against the funds of the department of public works and highways. Before commencing their duties, members of the land damage commission shall be instructed in their duties by the attorney general or his deputy. Before undertaking negotiations with owners all commissions shall furnish to each owner or his representative in hand or by registered mail, return receipt requested, full written information concerning the landowner's rights and the commission's duties in form to be prescribed by the attorney general.

Amend section 13 of the bill by striking out in line 3 of the section the word "fifteen" and inserting in place thereof the word, twenty, so that said section as amended shall read as follows:

13. *Compensation and Expenses.* Members of the highway damage review and appeal board shall be paid twenty dollars a day for such time as they actually are engaged in

the service of the state and shall be reimbursed for all traveling, subsistence, incidental and clerical expenses; and any costs of litigation incurred in carrying out the provisions of this act. Such compensation shall be a charge against the funds of the department of public works and highways.

Amend section 17 of the bill by striking out the same and inserting in place thereof the following:

17. *Report of Assessments.* When the land damage commission has assessed the amount of damages to be paid an owner for land or property to be taken or purchased under the provisions of this act, the commission shall, if said award is to be reviewed, forthwith report its determination and all the evidence upon which said amount of damages is based to the highway damage review and appeal board on a form or forms prescribed by the board, and shall state in its report whether the amount of damages assessed appears to be satisfactory to the owner.

Amend section 18 of the act by striking out said section and substituting therefor the following new section 18.

18. *Powers and Duties of the Board.* The board shall have the power to adopt and amend all rules of procedure, not inconsistent with the constitution and laws of this state, which reasonably may be necessary for the proper performance of its duties and the regulations of the proceedings before it, including the detail of individual members of the board to be examiners in specific cases. An examiner shall be so detailed by the chairman of the board in any case where specific investigation seems required; and such examiner shall have no function other than to acquire and assemble information for submission to the board. The board may subpoena witnesses and compel their attendance, and also may require the production of books, maps, papers and documents, necessary to the proper performance of the duties of the board. Any member of the board may administer oaths or affirmations to witnesses appearing before the board. Any person failing or refusing to obey the subpoena or order of the board may be proceeded against in the manner as for refusal to obey any other subpoena. The board shall review report of the commission. If the board believes that the sum assessed is excessive and not in the best interest of the state, the board shall so notify the commission; shall notify the owner

by registered mail with request for a return receipt of an amount of assessment which the board feels is in the best interest of the state; and shall notify the attorney general. If no objection on the part of the owner shall be received by the board within seven days of the date on the registered return receipt, only the amount approved by the board shall be tendered to the owner. The owner may appeal to the board within the seven days of the date on the registered return receipt and the board shall hear informally the appeal of the owner and render a decision thereon within thirty days thereafter. If the appeal of the owner results in a change of assessment of damages agreed upon by the board, then the board shall revise the amount approved; shall notify the commission; shall notify the owner by registered mail with request for a return of the revised amount of assessment which the board feels is in the best interest of the state; and shall notify the attorney general. Upon receipt of the revised approved amount of assessment the commission shall then make tender. If after an appeal is made to the board by the owner and after hearing, no change in the amount of assessment is found to be justified the commission shall make tender of the approved amount of damages. If after review, the board feels the assessed damages is unjustly low, they shall make a complete review of the assessment and may require the commission to present in further detail the basis for his or its assessment. After hearing the commission, the board shall establish an approved award by them deemed equitable and just and shall notify the commission; shall notify the owner by registered mail with request for a return receipt of an amount of assessment which the board feels is in the best interest of the state; and shall notify the attorney general. Upon notification by the board of an adjustment of an award that the board determined was unjustly low, the commissioner or attorney general may appeal therefrom as provided in section 19. Tender shall be made to the owner in the revised amount established and approved by the board. The board in notifying any owner of the approval of the amount of damages assessed; a reduction in the amount of damages assessed; or of an increase in the amount of damages assessed shall inform him of his rights of appeal to the board. The board shall, prior to or during any court action, consider and make a final decision on any recommendation of the attorney general concerning settlement out of court.

Amend said bill by inserting after section 1 the following new section:

2. *Limited Access Highways.* Amend part 7 of chapter 90, Revised Laws, as inserted by chapter 188, Laws of 1945 (chapter 236, RSA), by inserting after section 2 the following new section: 2-a. *Compensation of Commissioners.* Each member of a commission appointed for the laying out or alteration of a limited access facility, as provided in section 2, shall receive for his services the sum of twenty dollars per day for such time as they actually are engaged in the service of the state and shall be reimbursed for all traveling, subsistence, incidental and clerical expenses. Such compensation shall be a charge against the funds of the department of public works and highways.

Further amend this bill by renumbering section 2 to read section 3.

Amend section 3 by striking out the entire section and inserting in place thereof the following:

3. *Takes Effect.* This act shall take effect upon its passage.

On motion of Senator Cleveland, the reading of the amendments was dispensed with.

The report was accepted and the amendment was adopted.

On motion of Senator McMeekin, the above entitled bill with the accompanying report was laid upon the table.

The President declared a brief recess.

(Recess)

The Senate re-assembled.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 420, An Act relative to trust deposits in banks.

House Bill No. 517, An Act making appropriations for capital improvements and long term repairs for the state of New Hampshire.

The message further stated that the House of Representatives has voted to concur with the Honorable Senate in the passage of the following entitled bill, sent down from the Honorable Senate:

Senate Bill No. 123, An Act providing for the election of county commissioners from the commissioner districts of Hillsborough County.

The message further stated that the House of Representatives has refused to concur with the Honorable Senate in its amendments to the following entitled bill, and asks for a Committee of Conference:

House Bill No. 204, An Act providing for the development of Concord Lake Project.

The Speaker has appointed as members of such committee on the part of the House, the Messrs. Hart of Laconia, Skinner of Alton and Broadhurst of Franklin.

On motion of Senator Ferguson, the Senate voted to accede to the request of the House of Representatives for a Committee of Conference on the above entitled bill.

Pursuant to the above, the President appointed as members of such committee on the part of the Senate, Senator Ferguson, District No. 14 and Senator Powell, District No. 9.

The message further stated that the House of Representatives has refused to concur with the Honorable Senate in its amendments to the following entitled bill, and asks for a Committee of Conference:

House Bill No. 271, An Act to equalize educational opportunities and to improve the public elementary and high schools of the State.

The Speaker has appointed as members of such committee on the part of the House, the Messrs. Stearns of Durham, Vaughan of Newport and Mrs. DeLude of Unity.

On motion of Senator McMeekin, the Senate voted to accede to the request of the House of Representatives for a Committee of Conference on the above entitled bill.

Pursuant to the above, the Chair appointed as members of such committee on the part of the Senate, Senator McMeekin, District No. 3 and Senator Adams, District No. 22.

The message further stated that the House of Representatives has refused to concur with the Honorable Senate in its amendments to the following entitled bill, and asks for a Committee of Conference:

House Bill No. 167, An Act relative to expenditures of state funds on Class IV compact section highways.

The Speaker has appointed as members of such committee on the part of the House, the Messrs. Rogers of Laconia, Perley of Lebanon and Mulaire of Hooksett.

On motion of Senator Ferguson, the Senate voted to accede to the request of the House for a Committee of Conference on the above entitled bill.

Pursuant to the above, the President appointed as members of such committee on the part of the Senate, Senator Packard, District No. 16 and Senator Ferguson, District No. 14.

Read and Referred

The following entitled bills, sent up from the House of Representatives, were read a first and second time, and referred:

To the Committee on Judiciary:

House Bill No. 420, An Act relative to trust deposits in banks.

To the Committee on Finance:

House Bill No. 517, An Act making appropriations for capital improvements and long term repairs for the state of New Hampshire.

On motion of Senator Matthews, the Senate voted to adjourn from the morning session at 4:25 P. M.

Afternoon

On motion of Senator O'Brien, the Senate adjourned at 4:27 P. M.

WEDNESDAY, JULY 27, 1955

The Senate met according to adjournment.

Introduction of Senate Joint Resolution

The Committee on Rules introduced the following captioned joint resolution, which was read a first and second time, laid on the table to be printed, and referred:

To the Committee on Finance:

Senate Joint Resolution No. 8, Joint Resolution in favor of Harry L. Hurlbert.

On motion of Senator Merrill, the printing and reference to committee on the above captioned resolution were dispensed with.

On motion of the same Senator, the rules of the Senate were so far suspended as to place the above captioned joint resolution on its third reading and final passage at the present time.

The following captioned joint resolution was read a third time, and passed:

Senate Joint Resolution No. 8, Joint Resolution in favor of Harry L. Hurlbert.

Introduction of Senate Bill

The Committee on Rules introduced the following titled bill, which was read a first and second time, laid on the table to be printed, and referred:

To the Committee on Finance:

Senate Bill No. 136, An Act making temporary appropriation for the expenses of the State of New Hampshire for the month of August, 1955.

On motion of Senator McMeekin, the printing and reference to committee on the above entitled bill was dispensed with.

Senator McMeekin moved that the rules of the Senate be so far suspended as to place the above entitled bill on its third reading and final passage at the present time.

On the above motion, Senator Cleveland requested a division.

Thirteen Senators having voted in the affirmative, and four Senators having voted in the negative, the affirmative pre-

vailed, and the bill was read a third time and passed at the present time.

Bill Recalled from House

Senator McMeekin offered the following resolution, and moved its adoption:

Resolved, that the House of Representatives be requested to return to the Senate for further consideration:

House Bill No. 380, An Act providing for liens in favor of hospitals.

(Discussion ensued)

Senator English in the Chair.

Senators McMeekin, Lamontagne and Perkins spoke in favor of the motion.

Senators Cleveland, Smalley, Keller, Matthews and Ferguson spoke against the motion.

On motion of Senator Ainsworth, the Senate resolved itself into a Committee of the Whole for discussion on the above resolution.

(Committee of the Whole)

The Senate re-assembled.

Question being on the adoption of the resolution offered by Senator McMeekin.

On a *viva voce* vote, the negative prevailed, and the resolution was not adopted.

Senator Cleveland wished to be recorded as having abstained from voting on the above resolution.

Committee Reports

Senator Washburn, for the Joint Committee on Labor and Finance, to whom was referred:

House Bill No. 536, An Act modifying the employees' retirement system of the state of New Hampshire and correlating its benefits with federal old-age and survivors' insurance benefits.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted.

Senator Adams offered the following amendment, and moved its adoption:

Amend section 13 of part 4 of said bill by striking out the words "as of said date of modification" so that said section as amended shall read as follows:

13. *Past Contributions.* Amend chapter 27-A of the Revised Laws as inserted by chapter 183 of the Laws of 1945 (chapter 100, RSA), by inserting after section 18 the following new section: 19. *Determination of Excess.* There shall be determined for each member as of the date of modification the excess, if any, of his accumulated contributions over the accumulated contributions that would have resulted if in each year of his previous membership such member had made contributions at the rate or rates prescribed in subparagraph (a) of paragraph I of section 13 as hereinbefore amended as applied to his earnable compensation. If the member shall request it within six months after the date of modification, the excess shall be returned to him. Otherwise such excess shall be added to his accumulated contributions and, upon his retirement, shall be used to provide an additional employee annuity of equivalent actuarial value; and such additional employee annuity shall be disregarded in computing his state annuity hereunder.

(Discussion ensued)

Senator Adams spoke in favor of the amendment.

Senator Lamontagne and Senator Foote spoke against the amendment.

Senator Adams requested a two-minute recess.

(Recess)

The Senate re-assembled.

Question being on the adoption of the amendment offered by Senator Adams.

On a *viva voce* vote, the negative prevailed.

Senator Adams requested a division.

Seven Senators having voted in the affirmative, and fifteen Senators having voted in the negative, the negative prevailed, and the amendment was not adopted.

On a *viva voce* vote, the above entitled bill was ordered to a third reading this afternoon at 2 o'clock.

Senator Washburn, for the Committee on Labor, to whom was referred:

House Bill No. 459, An Act relative to unemployment compensation successorship merit rating for public utilities.

Having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted.

Senator Packard moved that the words, ought to pass with amendment, be substituted for the words, inexpedient to legislate.

Amend said act by striking out the first paragraph of section 1 thereof and inserting in place thereof the following:

1. *Unemployment Compensation*. Amend subsection E, section 6, chapter 218 of the Revised Laws, as inserted by section 16, chapter 138, Laws of 1945, and as amended by section 6, chapter 36, Laws of 1951, and section 14, chapter 141, Laws of 1955, by striking out said subsection and inserting in place thereof the following: E. *Successorship*. For the purposes of subsection D of this section, an employing unit which acquires the organization, trade, or business or substantially all the assets thereof of any employer, excepting, in any such case, any assets retained by such employer incident to the liquidation of his obligations, or any public utility as defined by section 2, chapter 285, Revised Laws, as inserted by section 9, chapter 203, Laws of 1951, which acquires a segregable part of the organization, trade, or business of a public utility so defined (whether or not such acquiring employing unit was an employing unit within the meaning of section 1-G of this chapter prior to such acquisition), and who intends to continue such organization, trade or business, or segregable part thereof if a public utility, immediately shall notify the commissioner thereof, and shall assume, for the purpose of liability, the position of such employer with respect to such employer's separate account, actual contribution, benefit experience and annual payrolls, or segregable portions thereof if a public utility, as if no change with respect to such separate account, actual experience, and payrolls, or segregable portion thereof if a public utility, had occurred and with the same effect for such purpose as if the operations of such employer had at all times been carried on by such employing unit. Such separate account, or segregable portion thereof if a public utility, shall be transferred by the commissioner to such

employing unit and, as of the date of such acquisition, shall become the separate account or part of the separate account, as the case may be, of such employing unit, and the benefits thereafter chargeable to such employer on account of employment prior to the date of such acquisition shall be charged to such separate account.

Senators Packard, Adams and O'Malley spoke in favor of the motion.

Senators Washburn, Ferguson, McMeekin and Keller spoke against the motion.

(Senator Matthews in the Chair)

(Discussion ensued)

(Senator Perkins in the Chair)

Senator Caron moved the previous question.

Question being: Shall the main question now be put?

On a *viva voce* vote, the affirmative prevailed.

Main question being: Shall the words, ought to pass with amendment, be substituted for the words, inexpedient to legislate?

On a *viva voce* vote, the Chair was in doubt, and requested a division.

On this motion, Senator Keller demanded a roll call.

The clerk proceeded to call the roll.

The following named Senators voted in the affirmative: Lamontagne, O'Brien, Paquette, Packard, Caron, O'Malley, Daniel, LaRoche, Adams and Foote.

The following named Senators voted in the negative: McMeekin, Washburn, Matthews, Keller, Cleveland, Ainsworth, Powell, Landers, English, Colburn, Ferguson, Smalley, and Merrill.

Ten Senators having voted in the affirmative, and thirteen Senators having voted in the negative, the negative prevailed, and the motion to substitute was lost.

Senator Packard moved that the words, ought to pass, be substituted for the words, inexpedient to legislate.

On a *viva voce* vote, the negative prevailed, and the motion to substitute was lost.

Question being on the recommendation of the committee, inexpedient to legislate.

Senator Keller demanded a roll call.

The Clerk proceeded to call the roll.

The following named Senators voted in the affirmative: Lamontagne, McMeekin, Washburn, Matthews, Keller, Cleveland, Ainsworth, Powell, Landers, English, Colburn, Ferguson, Smalley, Merrill, and Foote.

The following named Senators voted in the negative: O'Brien, Paquette, Packard, Caron, O'Malley, Daniel, LaRoche, and Adams.

Fifteen Senators having voted in the affirmative, and eight Senators having voted in the negative, the affirmative prevailed, and the recommendation of the committee, inexpedient to legislate, was adopted.

On motion of Senator McMeekin, the Senate refused to reconsider its vote on the above entitled bill.

Senator Caron, for the Committee on Finance, to whom was referred:

House Bill No. 448, An Act relative to the appeal board in public construction contracts, providing for a deputy labor commissioner, and relative to board of arbitration.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass.

Amend said bill by inserting after section 5 as inserted hereinabove the following new sections:

6. *Deputy State Treasurer.* Amend paragraph II of section 1 of chapter 265, Laws of 1953 (section 1, chapter 94 RSA) by striking out the line "Deputy state treasurer 5,500 6,325" and inserting in place thereof the line, Deputy state treasurer minimum, 6,000 maximum, 6,900.

7. *Appropriation.* There is hereby appropriated the sum of five hundred and thirty dollars for the fiscal year ending June 30, 1956, and the sum of seven hundred and ten dollars for the fiscal year ending June 30, 1957, to be expended by the treasury department for the additional salary provided in section 6 for the deputy state treasurer.

Further amend said bill by renumbering sections 6 and 7 to read sections 8 and 9.

The report was accepted, amendment adopted, and the bill was ordered to a third reading this afternoon at 2:00 o'clock.

Senator Smalley, for the Committee on Education, to whom was referred:

House Bill No. 538, An Act relating to the Union School District of Keene.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at 2:00 o'clock.

Committee of Conference Reports

The Committee of Conference, to whom was referred House Bill No. 349, An Act relative to hourly wage for employees, having considered the same, report the same with the following recommendation:

That the House recede from its position of non-concurrence, that the Senate recede from its position in the adoption of its amendments and that the House and Senate concur in the following amendments to the bill:

Amend section 1 of said bill by striking out the same and inserting in place thereof the following:

1. *Minimum Wages.* Amend sections 25 and 26 of chapter 213 Revised Laws as inserted by chapter 310, Laws of 1949 and as amended by section 1, chapter 332, Laws of 1953 (section 21 and 22, chapter 279 RSA) by striking out said sections and inserting in place thereof the following: 25. *Limitations.* No person, firm or corporation shall employ any employee at a rate of less than seventy-five cents per hour, provided that this limitation shall not apply to employees engaged in household labor, domestic labor, farm labor, outside salesmen, summer camps for minors, restaurants, hotels, inns and cabins; and provided this limitation shall not apply to employees engaged as newsboys or golf caddies, and this limitation shall not apply to employees of hospitals organized as non-profit corporations except as hereinafter provided. Further provided that no non-profit hospital corporation shall employ a laundry employee or nurse aide or practical nurse at a rate of less than seventy cents per hour, and no person, firm or corporation shall employ any employee as usher at a theatre or pin boy at a bowling alley, at a rate of less than sixty-five cents per hour.

26. *Special Authorization in Certain Cases.* A person with less than six months' experience in an occupation, or a per-

son whose earning capacity is impaired by age, or physical or mental deficiency, may be paid not less than sixty-five cents per hour upon application to and authorization from the commissioner of labor.

Renumber section 3 to read section 2.

GEORGE W. ANGUS,
DOROTHY L. WENTWORTH,
CORNELIUS M. BROSNAHAN,
Conferees on the Part of the House.

OTTO G. KELLER,
LAURIER LAMONTAGNE,
Conferees on the Part of the Senate.

On motion of Senator Keller, the Senate voted to adopt the report of the Committee of Conference on the above entitled bill.

The Committee of Conference to whom was referred:

House Bill No. 295, An Act relative to re-examination of holders of licenses to operate motor vehicles.

Having considered the same, report the same with the following recommendation:

That the Senate recede from its position in adopting its amendment, that the House recede from its position of non-concurrence in the Senate amendment, and that the following amendment be adopted:

Amend section 1 of the bill by striking out said section and inserting in place thereof the following:

1. *Motor Vehicles, Licenses.* Amend chapter 117 of the Revised Laws (chapter 261, RSA) by inserting after section 2-a a new section as follows: 2-b. *Re-examination.* Whenever information is presented to the commissioner which leads him to believe that reasonable doubt exists as to the qualifications of any licensee to operate a motor vehicle, the commissioner may order such licensee to obtain a written statement from a physician as to the fitness of said licensee to operate a motor vehicle. No license shall be issued or continued to any person who fails to present to the commissioner the written statement provided above or who, in said written

statement, fails to satisfy the commissioner that he is fit to operate a motor vehicle.

HERBERT W. RAINIE,
SAMUEL P. HADLEY,
SCOTT F. EASTMAN,

Conferees on the Part of the House.

ERALSEY C. FERGUSON,
J. WESLEY COLBURN,

Conferees on the Part of the Senate.

On motion of Senator Ferguson, the Senate voted to adopt the report of the Committee of Conference on the above entitled bill.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives concurs with the Honorable Senate in the passage of the following entitled bill with amendment, in the passage of which amendment the House of Representatives asks the concurrence of the Honorable Senate:

Senate Bill No. 113, An Act relative to the rate of tax on interest and dividends.

Amend section 1 of the bill by striking out the figure "4½" and inserting in place thereof the figure, 4, so that said section as amended shall read as follows:

1. *Income Tax.* Amend section 1 of chapter 78 of the Revised Laws (section 1, chapter 77, RSA) by striking out said section and inserting in place thereof the following:
1. *Rate.* The annual tax upon incomes shall be levied at the rate of 4%.

On motion of Senator Matthews, the Senate refused to concur in the adoption of the amendment to the above entitled bill, and asked for a Committee of Conference.

Pursuant to the above, the Chair appointed as conferees on the part of the Senate, Senator Matthews, District No. 5 and Senator McMeekin, District No. 3.

The message further stated that the House of Repre-

sentatives had voted to concur with the Honorable Senate in the passage of the following entitled bill, sent down from the Honorable Senate:

Senate Bill No. 135, An Act legalizing the annual school district meeting of the Litchfield school district.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its amendments to the following entitled bills and captioned joint resolutions:

House Bill No. 25 (In New Draft), An Act relating to forest conservation and taxation.

House Bill No. 328, An Act to change the name of the Board of Nurse Examiners and to increase the fees for nurse registration.

House Bill No. 379, An Act relative to service exemption for veterans.

House Bill No. 526, An Act relative to the distribution of copies of the Revised Statutes Annotated to members of the General Court.

House Bill No. 543, An Act relative to compensation of legislative employees.

House Joint Resolution No. 10, Joint Resolution in favor of the New Hampshire Veterans' Association.

House Joint Resolution No. 27, Joint Resolution to continue and extend the study of groundwater resources within the state.

House Joint Resolution No. 43, Joint Resolution relative to interim committee to study senatorial districts.

House Bill No. 464, An Act relating to the number of lives covered by group life insurance.

The message further stated that the House of Representatives had voted to adopt the reports of the Committee of Conference on:

Senate Bill No. 83, An Act relative to Colby Junior College Highway and Sutton Road.

Senate Bill No. 31, An Act relative to carrying weapons.

On motion of Senator Matthews, the Senate adjourned from the morning session at 4:08 P. M.

Afternoon

Third Reading of Bills

The following entitled bills were read a third time, and passed:

House Bill No. 448, An Act relative to the appeal board in public construction contracts, providing for a deputy labor commissioner, and relative to board of arbitration.

House Bill No. 538, An Act relating to the Union School District of Keene.

House Bill No. 536, An Act modifying the employees' retirement system of the State of New Hampshire and correlating its benefits with federal old-age survivors' insurance benefits.

On motion of Senator McMeekin, the Senate refused to reconsider its vote whereby it passed the above entitled bill.

On motion of Senator Daniel, the Senate adjourned.

THURSDAY, JULY 28, 1955

The Senate met according to adjournment.

Introduction of Guests

The President welcomed to the Senate, Miss Jean Adams and Miss Janet Adams, the daughters of Senator Adams, District No. 22, who were the guests of that Senator.

Committee Reports

Senator Caron, for the Committee on Finance, to whom was referred:

House Bill No. 500, An Act providing for the acquisition of certain dams and water rights by the water resources board.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at 2:00 o'clock.

On motion of Senator Ferguson, the rules of the Senate were so far suspended as to place the above entitled bill on its third reading and final passage at the present time.

On motion of Senator Packard, the Senate voted to take House Bill No. 474, An Act relative to lay out of class I and II highways and assessment of damages, from the table.

On motion of Senator Packard, the rules of the Senate were so far suspended as to place the above entitled bill on its third reading and final passage at the present time.

Senator O'Malley, for the Committee on Judiciary, to whom was referred:

House Bill No. 420, An Act relative to trust deposits in banks.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass.

Amend the bill by striking out all after the enacting clause and inserting in place thereof the following:

1. *Deposit in Writing in the Form (a, trustee for b).* When any deposit shall be made in a bank by any person in trust for another, including a minor, and no other or further notice of the existence and terms of a legal and valid trust shall have been given in writing to the bank, in the event of the death of the trustee, the deposit, together with the dividends credited thereon, may be paid to the person for whom the deposit was made, and the receipt or acquittance of such person shall be a valid and sufficient release and discharge to the bank for any payment so made.

2. *Definitions.* The word bank shall apply to state banks, mutual savings banks, guaranty savings banks, national banking associations, building and loan associations, co-operative banks, Morris Plan banks, trust companies, federal savings and loan associations, and credit unions. The word deposit shall apply to all types of deposits or accounts in the above-named institutions, whether represented by a certificate, a deposit book, an account book, or by any other form of document, as well as to checking accounts.

3. *Application of Act.* This act shall apply to present deposits in such banks, providing the trustee and beneficiaries have not deceased prior to the effective date of this act, and the continued maintenance of present deposits in such banks in the form hereinabove provided without change shall be

construed as constituting acceptance of the legal effect of this act by said trustee and beneficiaries to the extent that any such acceptance and consent may be required to permit this act to apply to present deposits.

4. *Construction.* This act shall in no way affect the provisions of section 20, chapter 309 (RSA 386:19) section 8, chapter 314 (RSA 393:12) sections 3 and 4, chapter 87 of the Revised Laws (RSA 86:8,9) and chapter 162, Laws of 1953 (RSA 384:28-31).

5. *Takes Effect.* This act shall take effect upon its passage.

The report was accepted, amendment adopted, and the bill as amended was ordered to a third reading this afternoon at 2:00 o'clock.

Senator O'Malley, for the Committee on Judiciary, to whom was referred:

House Bill No. 533, An Act to establish a new apportionment for the assessment of public taxes.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass.

That portion of the amendment relating to the new apportionment for the assessment of public taxes will appear in the Calendar of Tuesday, August 2nd.

Further amend the bill by striking out section 3 of the bill and substituting therefor the following new sections:

3. *Registration Fees.* Amend paragraph III of section 1 of chapter 118 of the Revised Laws as amended by chapter 273 of the Laws of 1947 and section 6, chapter 252, Laws of 1953 (paragraph IV of section 1, chapter 262, RSA) by striking out said paragraph and inserting in place thereof the following: III. For each motor vehicle, farm truck or tractor, including trailers and semi-trailers equipped with pneumatic tires, except motor cycles and motor cycle sidecars, and except as provided in paragraphs II-a and IV, the following rates based on the gross weight of the vehicle and load: All vehicles and load not exceeding four thousand pounds, thirty-five cents per hundred pounds; exceeding four thousand and not exceeding six thousand pounds, forty-five cents per hundred pounds; exceed-

ing six thousand pounds and not exceeding eight thousand pounds, fifty cents per hundred pounds; exceeding eight thousand pounds, and not exceeding fifty thousand pounds, sixty cents per hundred pounds; exceeding fifty-two thousand eight hundred pounds, sixty-seven cents per hundred pounds. For all vehicles equipped with hard rubber tires the sum of twenty cents per hundred pounds shall be added to the above rates. For all vehicles equipped with iron, steel or other hard tires the sum of forty cents per hundred pounds shall be added to the above rates; provided that the minimum fee as provided herein shall be twelve dollars for passenger vehicles and fifteen dollars for trucks. Equipment mounted on trucks of which the equipment is an integral part of the unit shall be registered at one-third of the above rates. Cement mixers, saw rigs and air compressors towed by motor vehicles shall pay one-tenth of the above rates except when towed exclusively within the limits of a single city or town, in which case no fees for registration shall be collected. In the registration of any tractor to be used in combination with a semi-trailer, the gross weight shall include the weight of such tractor, the weight of the heaviest semi-trailer to be used therewith, and the weight of the maximum load to be carried thereby, and separate registration certificates and plates shall be provided for the tractor and the semi-trailer. For the registration of each additional or extra semi-trailer the fee shall be twenty-five dollars.

4. *Takes Effect.* This act shall take effect on June 30, 1955.

On motion of Senator Cleveland, the reading of the first amendment was dispensed with.

The Clerk proceeded to read the second amendment.

The report was accepted.

Senator Cleveland spoke in favor of the amendment.

Senator Lamontagne spoke against the amendment.

Senator Colburn moved that the above amendment be indefinitely postponed.

Senator Adams spoke in favor of the motion.

Senator McMeekin spoke in opposition to the motion.

Question being on the motion to indefinitely postpone consideration of the above amendment.

Senator Caron moved the previous question. It being: Shall the main question now be put?

On a *viva voce* vote, the affirmative prevailed.

Main question being on the motion of Senator Colburn that further consideration of the above amendment be indefinitely postponed.

Senator Adams requested a division.

Senator Lamontagne demanded a roll call.

The Clerk proceeded to call the roll.

The following named Senators voted in the affirmative: Lamontagne, Colburn, Packard, Caron, Daniel, Adams and Foote.

The following named Senators voted in the negative: O'Brien, McMeekin, Washburn, Matthews, Keller, Cleveland, Ainsworth, Powell, Landers, English, Paquette, Ferguson, O'Malley, Smalley and Adams.

Seven Senators having voted in the affirmative and fifteen Senators having voted in the negative, the negative prevailed, and the motion was lost.

Question being on the adoption of the amendments to the above entitled bill offered by the Committee on Judiciary.

Senator Lamontagne requested a five-minute recess, which was granted by the Chair.

(Recess)

The Senate re-assembled.

On the above motion, Senator Cleveland requested a division.

Nine Senators having voted in the affirmative, and ten Senators having voted in the negative, the negative prevailed.

On the above, Senator Cleveland demanded a roll call.

The Clerk proceeded to call the roll.

The following named Senators voted in the affirmative: McMeekin, Washburn, Matthews, Keller, Cleveland, Ainsworth, Powell, English, Paquette, Ferguson, O'Malley and Smalley.

The following named Senators voted in the negative: Lamontagne, O'Brien, Landers, Colburn, Packard, Caron, Daniel Adams, Merrill and Foote.

Twelve Senators having voted in the affirmative, and ten Senators having voted in the negative, the affirmative prevailed, and the amendments offered by the Committee on Judiciary were adopted.

The bill still being on its second reading and open to further amendment, Senator Lamontagne offered the following amendment and moved its adoption:

Amend the bill by striking out section 3 and inserting in place thereof the following:

3. *Study.* The Motor Vehicle Commissioner or his designated representative and the Commissioner of Public Works and Highways or his designated representative and five representatives of highway users to be selected as hereinafter provided are hereby authorized and directed to make a study of registration fees for motor vehicles and to report to the 1957 legislature.

4. Said representatives of the highway users shall be appointed by the Governor with the consent of the Council and together with the said commissioners shall constitute one committee for the purposes set forth herein.

Senator Cleveland offered the following amendment to the amendment, and moved its adoption:

Amend the amendment by striking out the amending clause and substituting therefor the following new amending clause:

Amend the bill by adding after section 3 the following new sections 4 and 5:

4. *Study.* The Motor Vehicle Commissioner or his designated representative and the Commissioner of Public Works and Highways or his designated representative and five representatives of highway users to be selected as hereinafter provided are hereby authorized and directed to make a study of registration fees for motor vehicles and to report to the 1957 legislature.

5. Said representatives of the highway users shall be appointed by the Governor with the consent of the Council and together with the said commissioners shall constitute one committee for the purposes set forth herein.

Further amend the bill by renumbering section 3 to read section 6.

(Discussion ensued)

Senator Cleveland spoke in favor of the adoption of the amendment to the amendment.

Senator Lamontagne spoke in opposition to the adoption of the amendment to the amendment.

(Senator English in the Chair)

Senator Packard moved that the bill with the pending amendments be indefinitely postponed, and spoke in favor of the motion.

Senator McMeekin spoke in opposition to the motion.

Senator Packard withdrew the above motion.

Senator Packard moved that consideration of the amendment to the amendment be indefinitely postponed.

Senator Cleveland requested a division.

Ten Senators having voted in the affirmative, and ten Senators having voted in the negative, the motion was lost.

Senator Adams demanded a roll call.

The Clerk proceeded to call the roll.

The following named Senators voted in the affirmative: Lamontagne, O'Brien, Powell, Landers, Colburn, Packard, Caron, Daniel, Adams, Merrill and Foote.

The following named Senators voted in the negative: McMeekin, Washburn, Matthews, Keller, Cleveland, Ainsworth, English, Paquette, Ferguson, O'Malley and Smalley.

(The President in the Chair)

Eleven Senators having voted in the affirmative, and eleven Senators having voted in the negative, the motion was lost.

Senator Cleveland moved the previous question. It being: Shall the main question now be put?

Senator Packard moved that House Bill No. 533, with the pending amendment to the amendment, be laid upon the table.

On a *viva voce* vote, the negative prevailed, and the motion did not prevail.

Question being on the adoption of the amendment to the amendment.

On a *viva voce* vote, the affirmative prevailed, and the amendment to the amendment was adopted.

Question being on the adoption of the amendment by Senator Lamontagne as amended.

Senator Packard requested a division.

Eleven Senator having voted in the affirmative, and eleven Senators having voted in the negative, the motion was lost.

Senator Adams demanded a roll call.

The Clerk proceeded to call the roll.

The following named Senators voted in the affirmative: Lamontagne, O'Brien, Powell, Landers, Colburn, Packard, Caron, Daniel, Adams, Merrill and Foote.

The following named Senators voted in the negative: McMeekin, Washburn, Matthews, Keller, Cleveland, Ainsworth, English, Paquette, Ferguson, O'Malley and Smalley.

Eleven Senators voted in the affirmative; eleven Senators voted in the negative.

The President announced the roll call as twelve Senators having voted in the affirmative, and eleven Senators having voted in the negative, the affirmative prevailed and the amendment was adopted.

Senator Lamontagne offered the following amendment, and moved its adoption:

Amend the bill by striking out section 3 and renumbering sections 4, 5, 6, to read sections 3, 4, 5.

Senator Cleveland spoke in opposition to the amendment.

On a *viva voce* vote the negative prevailed.

Senator Adams requested a division.

Eleven Senators having voted in the affirmative, and eleven Senators having voted in the negative, the amendment was not adopted.

Senator Packard offered the following amendment, and moved its adoption:

Amend section 3 of the bill by striking out the words "sixty-seven" where it appears and inserting in place thereof the words, sixty-one.

On a *viva voce* vote, the negative prevailed, and the amendment was not adopted.

Senator Packard requested a division.

Seven Senators having voted in the affirmative and fourteen Senators having voted in the negative, the negative prevailed, and the amendment was not adopted.

Senator Adams moved that the Senate adjourn from the morning session.

Senator McMeekin spoke against the motion.

On a *viva voce* vote, the negative prevailed, and the motion was lost.

Senator McMeekin offered the following amendment and moved its adoption:

Amend section 3 of the bill by striking out the words "fifty thousand" and inserting in place thereof the words, fifty-two thousand eight hundred.

On a *viva voce* vote, the affirmative prevailed, and the above amendment was adopted.

Senator Packard desired to offer a further amendment. The Chair ruled that the motion was out of order.

Senator McMeekin moved that the Senate sustain the ruling of the Chair.

On a *viva voce* vote, the affirmative prevailed, and the ruling was sustained.

Question being: Shall the bill be read a third time?

Senator Packard requested a division on the third reading of the above entitled bill.

Thirteen Senators having voted in the affirmative, and six Senators having voted in the negative, the affirmative prevailed, and the bill was ordered to a third reading.

Senator Cleveland moved that the rules of the Senate be so far suspended as to place the above entitled bill on its third reading and final passage at the present time.

Senator Adams requested a division on the above motion.

Eleven Senators having voted in the affirmative, and eight Senators having voted in the negative, the President ruled that two-thirds being necessary to suspend the rules, the motion was lost.

The bill was ordered to a third reading this afternoon at 2:00 o'clock.

Reports of Committees of Conference

The Committee of Conference, to whom was referred House Bill No. 204, An Act providing for the development of Concord Lake Project, having considered the same, report the same with the following recommendation:

That the House recede from its position of non-concurrence, that the Senate recede from its position in adopting the amendment, and that the following amendments be adopted:

Amend section 1 of the bill by striking out the same and inserting in place thereof the following:

1. *Concord Lake Study Commission.* There is hereby directed to be created a commission to consist of seven members of whom at least three shall be from Concord and two from Bow to be appointed by the Governor, and to be known as the Concord Lake Study Commission. One member of the total number of members shall be a resident owner of land under study by the commission as submerged or littoral areas of the Concord Lake Project so-called. The members of the commission originally appointed shall hold office until August 1, 1957, at which time this commission shall be terminated.

Amend section 2 of said bill by inserting after the first sentence the following: The commission may also study other locations in the vicinity which might be suitable for the creation of such a lake, so that said section as amended shall read as follows:

2. *Duties of the Commission.* The commission shall study the feasibility of constructing on Turkey River in Concord at a point westerly of St. Paul's school, a dam, the crest of the spillway of which shall not exceed an elevation of three hundred forty feet above sea level, for the purpose of creating an artificial body of water suitable for recreational and other public uses to be known as Concord Lake. The commission may also study other locations in the vicinity which might be suitable for the creation of such a lake. The commission shall make studies of the various public uses which such a body of water could serve; and it shall cause to be made such studies as are necessary to determine whether the creation of the said Concord Lake is physically and financially feasible, to determine the area of land necessary to be acquired to create the said Concord lake including the area of littoral land necessary or desirable to be acquired to fulfill the various public uses which Concord lake might reasonably serve, to determine the revenue producing potentials of such areas of land as might be acquired and to determine whether such a facility can be constructed, operated and maintained under the direction of a state commission without appropriation of funds by the state or a pledge of the state's credit, by the sale of bonds secured by revenues expected to be earned from the lake facility and the properties thereof. The commission shall cause to be made

all such studies as are reasonably necessary or desirable in the determination of the foregoing matters and matters reasonably incident thereto. The commission shall make a report to the governor and council of the results of the studies that it shall have made by November 1, 1956.

MYRON B. HART,
R. H. SKINNER,
BASIL BROADHURST,

Conferees on the Part of the House.

E. C. FERGUSON,
JOHN R. POWELL,

Conferees on the Part of the Senate.

On motion of Senator Ferguson, the Senate voted to adopt the report of the Committee of Conference on the above entitled bill.

The Committee of Conference, to whom was referred Senate Bill No. 57, An Act relative to the solicitation of bribes, report the same with the following recommendations:

That the Senate recede from its position of non-concurrence in the House amendments and concur with the House in adopting said amendments.

HERBERT W. RAINIE,
SAMUEL P. HADLEY,
SCOTT F. EASTMAN,

Conferees on the Part of the House.

JAMES C. CLEVELAND,
ARCHIBALD H. MATTHEWS,

Conferees on the Part of the Senate.

On motion of Senator Matthews, the Senate voted to adopt the report of the Committee of Conference on the above entitled bill.

Engrossed Bills

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled House bills and House joint resolutions:

House Bill No. 36, An Act to provide recognition of the war service of residents of this state who served in the armed forces of the United States during the Korean conflict.

House Bill No. 489, An Act relative to registration and re-registration of partnerships.

House Bill No. 526, An Act relative to the distribution of copies of the Revised Statutes Annotated to members of the general court.

House Joint Resolution No. 6, Joint Resolution providing an appropriation for works of improvement on small watersheds.

House Joint Resolution No. 17, Joint Resolution relating to teachers' retirement system study.

House Joint Resolution No. 49, Joint Resolution relative to a road in Fitzwilliam, and providing for a study of access highways to state reservations.

Senate Bill No. 136, An Act making temporary appropriations for the expenses of the State of New Hampshire for the month of August, 1955.

NORMAN A. McMEEKIN,
For the Committee.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives refuses to concur with the Honorable Senate in the passage of the following entitled bills, sent down from the Honorable Senate:

Senate Bill No. 25, An Act repealing the provisions for open season for the taking of beaver.

Senate Bill No. 125, An Act relative to the operation of motor vehicles by minors under the age of eighteen years.

Senate Bill No. 120, An Act increasing registration fees for motor vehicles of heavy weights.

The message further stated that the House of Representatives has voted to adopt the report of the Committee of Conference on the following entitled bills:

House Bill No. 295, An Act relative to re-examination of holders of licenses to drive motor vehicles.

House Bill No. 349, An Act relative to hourly wage for employees.

The message further stated that the House of Representatives has voted to concur with the Honorable Senate in the

passage of the following entitled bill, sent down from the Honorable Senate:

Senate Bill No. 130, An Act relative to transfer of diagnostic laboratories to the state hospital.

The message further stated that the House of Representatives has passed the following entitled bill and joint resolution, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 545, An Act relative to the salary of the justice of the Newport municipal court.

House Joint Resolution No. 34, Joint Resolution to provide for an investigation of the laws relating to tax exemption of real estate and personal property and to ascertain the total value of property in New Hampshire so exempted.

The message further stated that the House of Representatives concurs with the Honorable Senate in the passage of the following entitled bill, with amendment, in the passage of which amendment the House of Representatives asks the concurrence of the Honorable Senate:

Senate Bill No. 127, An Act relative to the layout of limited access highways and to the Rye Water District.

Amend section 2 of the bill by striking out said section and inserting in place thereof the following:

2. *Rye Water District.* Amend sections 1 and 2 of chapter 394 of the Laws of 1947, as amended by section 2, chapter 364 of the Laws of 1949, section 4 of chapter 334, of the Laws of 1951 and section 11, chapter 351 of the Laws of 1953 by striking out said sections and inserting in place thereof the following: 1. *Authorization.* Rye Water District in the Town of Rye is hereby authorized to incur indebtedness in an amount not exceeding four hundred seventy thousand dollars (\$470,000.00), including the amount authorized by chapter 72 of the Revised Laws, for the purpose of purchasing or constructing, or both, and maintaining, extending and operating such water works system as it may deem necessary for municipal use and for the use of its inhabitants and others. 2. *Issuance of Bonds or Notes.* For the purpose and to the extent set forth in section 1 of this act, Rye Water District in the town of Rye is hereby authorized and empowered to issue serial notes or bonds in accordance with the remaining pro-

visions of chapter 72 of the Revised Laws, as amended, except as hereinafter provided.

On motion of Senator Merrill, the Senate voted to concur in the adoption of the amendment to the above entitled bill, sent up from the House of Representatives.

The message further stated that the House of Representatives had refused to concur with the Honorable Senate in its amendments to the following entitled bill, and asks for a Committee of Conference:

House Bill No. 540, An Act authorizing the Merrimack Village District to issue bonds or notes, and relative to appeals and appearance before municipal courts.

The Speaker has appointed as members of such committee on the part of the House, the Messrs. Rainie of Concord, Hadley of Hillsborough and Pickett of Keene.

On motion of Senator McMeekin, the Senate voted to accede to the request of the House for a Committee of Conference on the above entitled bill.

Pursuant to the above, the Chair appointed as members of such committee on the part of the Senate, Senator Matthews, District No. 5 and Senator Colburn, District No. 12.

Read and Referred

The following entitled bill and joint resolution, sent up from the House of Representatives, were read a first and second time, and referred:

To the Committee on Judiciary:

House Joint Resolution No. 34, Joint Resolution to provide for an investigation of the laws relating to tax exemption of real estate and personal property and to ascertain the total value of property in New Hampshire so exempted.

House Bill No. 545, An Act relative to the salary of the justice of the Newport municipal court.

On motion of Senator Ainsworth, the reference to committee on the above entitled bill was vacated.

On motion of the same Senator, the rules of the Senate were so far suspended as to place the above entitled bill on its third reading and final passage at the present time.

Order Vacated

On motion of Senator Merrill, the order whereby the following entitled bills were referred to the Joint Committee of Labor and Finance, was vacated, and the bills were referred to the Committee on Labor:

House Bill No. 299, An Act relating to the definition of the term "employment" under the federal old-age and survivors' insurance act.

House Bill No. 300, An Act relative to membership of county employees in the employees' retirement system.

House Bill No. 468, An Act relative to old-age and survivors' insurance coverage and the administration thereof.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bill, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 410, An Act relative to the use and display of the state flag.

Read and Referred

The following entitled bill, sent up from the House of Representatives, was read a first and second time, and referred:

To the Committee on Military and Veterans' Affairs:

House Bill No. 410, An Act relative to the use and display of the state flag.

On motion of Senator Cleveland, the reference to committee on the above entitled bill was vacated.

On motion of the same Senator, the rules of the Senate were so far suspended as to place the above entitled bill on its third reading and final passage at the present time.

Resolution

Senator Packard offered the following resolution, and moved its adoption:

Resolved, That a committee of three Senators be appointed by the President of the Senate with full investory powers to investigate and report to the next Legislature the situation between the retail gasoline dealers and the major oil company suppliers. These Senators will serve on this committee without compensation and without cost to the State of New Hampshire.

On a *viva voce* vote, the affirmative prevailed, and the above resolution was adopted.

On motion of Senator Daniel, the Senate refused to reconsider the vote whereby the above resolution was adopted.

On motion of Senator Matthews, the Senate voted to adjourn from the morning session at 2:42 P. M.

Afternoon

The Senate re-assembled.

Third Reading of Bills

The following entitled bill was read a third time and passed:

House Bill No. 420, An Act relative to trust deposits in banks.

The following entitled bill was read a third time:

House Bill No. 533, An Act to establish a new apportionment for the assessment of public taxes.

On motion of Senator McMeekin, the title of the above entitled bill was amended, by adding at the end of said title, the words, and relative to truck registration rates.

The bill with the amended title was passed.

House Bill No. 533, An Act to establish a new apportionment for the assessment of public taxes and relative to truck registration rates.

On motion of Senator Cleveland, the Senate refused to reconsider its vote whereby it passed the above entitled bill.

On motion of Senator Matthews, the Senate adjourned at 2:54 P. M.

TUESDAY, AUGUST 2, 1955

The Senate met according to adjournment.

Introduction of Guests

The President welcomed to the Senate Mr. and Mrs. Kenneth Hurd of New York City, the son and daughter-in-law of former member of the House of Representatives George L. Hurd of Concord. Also, the wife of the President of the Senate, Mrs. Raymond K. Perkins.

Report of Committee of Conference

The Committee of Conference, to whom was referred House Bill No. 529, entitled "An Act making appropriations for the expenses of certain departments of the state for the year ending June 30, 1956", having considered the same, report the same with the following recommendations:

I. That the House recede from its position of non-concurrence and concur with the amendments to said bill adopted by the Senate in connection with the following items:

Amend said bill by striking out in paragraph For executive branch: Office of governor, the words and figures "Other personal services †19,440.00" and inserting in place thereof the words and figures, Other personal services †20,700.00. Further amend said paragraph by striking out the words and figures "Total \$36,190.00" and inserting in place thereof the words and figures, Total \$37,450.00. Further amend said paragraph by striking out the words and figures, "Total for governor's office \$69,490.00" and inserting in place thereof the words and figures, Total for governor's office \$70,750.00. Further amend said paragraph by striking out the words and figures "Total for executive branch \$154,890.00" and inserting in place thereof the words and figures, Total for executive branch \$156,150.00.

Amend the paragraph For judicial branch: For supreme court: by striking out the words and figures, "Other personal services 5,180.00" and inserting in place thereof the words and figures, Other personal services 5,380.00. Further amend said paragraph "For supreme court" by striking out the words and figures,

"Total	\$84,115.00
Less estimated revenue	680.00
Net appropriation	<u>\$83,435.00"</u>

and inserting in place thereof the words and figures,

Total	\$84,315.00
Less estimated revenue	680.00
Net appropriation	<u>\$83,635.00</u>

Further amend said paragraph "For judicial branch:" by striking out the words and figures "For judicial council * 3,300.00" and inserting in place thereof the words and figures, For judicial council * 4,200.00.

Further amend said paragraph by striking out the words and figures, "Total judicial branch \$266,350.00" and inserting in place thereof the words and figures, Total judicial branch \$267,450.00.

Amend the bill in the paragraph "For administration and control: Division of budget and control:" by striking out the words and figures, "Salary of budget analyst 5,500.00" and inserting in place thereof, Salary of assistant business supervisor 6,000.00. Change the total as follows: \$75,352.06 changed to \$75,825.06.

Amend the paragraph "For administration and control: Division of purchase and property: Surplus food distribution:" by striking out said paragraph and inserting in place thereof the following:

Surplus food and commodities distribution:

Salary of director	\$5,000.00
Salary of supervisor of surplus	
food and commodities	4,558.20
Other personal services	4,940.00
Current expenses	24,235.00
Travel	2,500.00
Other expenditures:	
Employees' retirement	940.93

Total	<u>\$42,174.13‡</u>
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Less estimated revenue and balance	42,174.13‡	
Net appropriation		0.00

‡ Authority is hereby given to utilize so much as may be necessary of the balance accumulated as of June 30, 1955 or any surplus accumulating during the fiscal year 1956 within this subdivision, to efficiently operate this division without the use of any other state funds.

Amend the paragraph For administration and control by striking out the words and figures "Total for administration and control \$465,437.86" and inserting in place thereof, Total for administration and control \$465,937.86.

Amend the paragraph For forestry division (forestry and recreation): District fire supervision by striking out the words and figures "Less estimated revenue and balance 63,173.00" and inserting in place thereof, Less estimated revenue and balance *** 63,173.00. Amend the paragraph For forestry division (forestry and recreation): Nursery: by striking out the words and figures, "Less estimated revenue and balance 11,116.75" and inserting in place thereof, Less estimated revenue and balance *** 11,116.75. Further amend said paragraph For forestry division (forestry and recreation): by adding at the end thereof the following footnote: *** If the federal grant exceeds the above estimate, such excess may be expended with the approval of the governor and council for said purposes.

Amend the bill in the appropriation for public welfare: Medical pools: Old age assistance: by striking out the words and figures, "State's share 354,120.00" and inserting in place thereof the following: State's share 419,811.60.

Amend the bill in the appropriation for public welfare: Medical pools: Aid to needy blind: by striking out the words and figures, "State's share 23,615 28" and inserting in place thereof the words and figures, State's share 33,366.24.

Amend the bill in the appropriation for public welfare: Medical pools: Aid to permanently and totally disabled: by striking out the words and figures "State's share 15,984.00" and inserting in place thereof the words and figures, State's share 32,103.00.

Amend the bill in the appropriation for public welfare by striking out the words and figures "Total for public welfare \$2,823,925.60" and inserting in place thereof the words and figures, Total for public welfare \$2,915,487.16.

Further amend by striking out the words and figures "Net appropriation \$2,519,667.68" and inserting in place thereof, Net appropriation \$2,611,229.24.

Amend the bill in the appropriation for state police: by striking out the paragraph and inserting in place thereof the following:

For state police:

Salary of superintendent	\$8,175.00	
Other personal services	351,666.24	
Current expenses	30,600.00	
Travel	86,500.00	
Equipment	50,000.00	
Other expenditures:		
Retirement	19,000.00	
		<hr/>
Total for state police	\$545,941.24	
Less transfer from highway fund	464,050.05	
		<hr/>
Net appropriation		\$81,891.19

Amend the bill in the appropriation for Industrial School: Agriculture: by striking out the same and inserting in place thereof the following:

Agriculture:

Personal services	\$10,919.40
Current expenses	15,682.50
Equipment	589.00

Total	\$27,190.90
Less credit transfer	\$19,275.00
Less estimated revenue	8,025.00
	<hr/>
	27,300.00

Net reduction

—109.10

Change total, and, net appropriation, as follows: \$327,366.25 changed to \$327,690.25; \$317,866.25 changed to \$318,190.25.

Amend the bill in the appropriation for prison industries by striking out the words and figures "Personal services \$67,119.31" and inserting in place thereof the words and figures, Personal services \$69,469.45. Further amend by changing the total, and, estimated revenue, as follows: \$214,254.31 changed to \$216,604.45.

Amend the bill in the appropriation for the University of New Hampshire by inserting in the footnote pertaining thereto, the following: In the fourth line insert after the word "sum," the words, not in excess of \$50,000.00, so that said footnote as amended shall read as follows:

* It is estimated that the income received by the university from tuition charges will be \$1,072,000.00 for the year. In case this amount of income from this source is not received the state's appropriation for the university will be increased by such sum, not in excess of \$50,000.00, as represents the difference between \$1,072,000.00 and the amount actually received from tuition charges. Such provisions of section 22 of chapter 222, Revised Laws (section 28, section 187, RSA) as may be inconsistent with the provisions of this note are hereby suspended for the fiscal year ending June 30, 1956. The provisions of section 18, chapter 222, Revised Laws (section 24, chapter 187, RSA) are suspended for the fiscal year ending June 30, 1956.

Amend the bill in the paragraph for liquor commission, Stores operation, by striking out said paragraph and inserting in place thereof the following:

Stores operation:

Personal services	\$604,503.69
Current expenses	200,500.00
Travel	8,500.00
Equipment	10,500.00
Other expenditures:	
Retirement	34,455.27

Total

\$858,458.96

Change total for liquor commission, and revenue as follows: \$1,201,328.64 changed to \$1,219,798.81.

Amend the bill in the appropriation for racing commission by striking out the words and figures "Other personal services 30,147.60" and inserting in place thereof the words and figures, Other personal services 35,747.60.* Change the totals for racing commission, and revenue as follows: \$41,927.60 changed to \$47,527.60.

* Such portion of this amount as constitutes the compensation of the official steward or associate judge of the state racing commission, shall be reimbursed to the state by the person, association, or corporation conducting the race or meet.

Amend the bill in the appropriation for teachers' retirement system by striking out the words and figures "Current expenses 1,560.00" and inserting in place thereof, Current expenses 1,760.00. Further amend by striking out the words and figures "Travel 700.00" and inserting in place thereof, Travel 775.00. Change the total for teachers' retirement system as follows: \$280,214.00 changed to \$280,489.00.

Amend the bill in the appropriation for motor vehicle department, Inspectional services by striking out the words and figures, "Travel 18,000.00" and inserting Travel 22,200.00. Change total as follows: 93,814.04 changed to 98,014.04. Change total for motor vehicle department, and revenue as follows: \$502,539.29 changed to \$506,739.29.

The conference committee further recommends:

II. That the House recede from its position of non-concurrence in the balance of amendments to said bill, that the Senate recede from its position in adopting the balance of its amendments as to said other items and that the House and Senate concur in the adoption of the following amendments to said bill:

Amend said bill by striking out after the words "to wit:" all words and figures relative to the legislative branch and inserting in place thereof the following: A continuing appropriation which shall not lapse, shall not be transferred to any department, institution or account, and which shall be for the expenses of the legislature, including \$28,950.00 for the office of legislative assistant to the appropriations and finance com-

mittees, as provided by sections 33-37, chapter 9 of the Revised Laws, as inserted by chapter 10, Laws of 1953 (sections 30-34, chapter 14 RSA), and \$9,750.00 for the office of research analyst to the legislative council. (Salary of legislative budget assistant \$8,500.00, other personal services \$18,700.00, current expenses \$850.00, travel \$800.00, equipment \$100.00). (Salary of research analyst \$5,250.00, secretary to analyst \$3,120.00, other expenses \$1,380.00) \$275,000.00

Council of state governments 2,500.00

Legislative council * 2,500.00

Total for legislative branch \$280,000.00

* The funds in this appropriation shall not lapse but shall be available for expenditure for the following year.

Amend the bill by striking out in the paragraph For adjutant general's department: Central administrative office: by striking out the words and figures, "State flags 120.00" and inserting in place thereof the words and figures, State flags 180.00; by striking out the words and figures, "Total \$35,077.56" and inserting in place thereof the words and figures, Total \$35,137.56.

Further amend the paragraph For adjutant general's department by striking out the words and figures,

"Total for adjutant general's

department \$293,692.86

Less estimated revenue 38,850.00

Net appropriation \$254,842.86"

and inserting in place thereof the words and figures,

Total for adjutant general's depart-

ment \$293,752.86

Less estimated revenue 38,850.00

Net appropriation \$254,902.86

Amend the paragraph For department of agriculture: Insect and plant disease control: by striking out the words and figures "Personal services \$24,240.00" and inserting in place thereof, Personal services \$23,240.00. Further amend

said paragraph by striking out the word and figures "Travel 5,000.00" and inserting in place thereof, Travel 5,800.00. Change the total as follows: \$30,780.00 changed to \$30,580.00.

Amend the paragraph For department of agriculture: Milk control: by striking out the same and inserting in place thereof the following:

Personal services	\$11,318.17
Current expenses	2,680.00
Travel	1,600.00
Equipment	1,287.50

Total	\$16,885.67
Less estimated revenue	16,885.67

Net appropriation	0.00
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Amend the total for department of agriculture by striking out "\$331,289.90" and inserting the figure \$331,089.90.

Amend the bill in the paragraph For department of health: Administration: State, by striking out the words and figures, "Other personal services 23,363.90" and inserting in place thereof, other personal services 23,963.90**.

** Of this amount \$900.00 shall be for the part-time services of a Clerk I for the cancer commission.

Further amend said paragraph by striking out the words and figures "Current expenses 16,000.00" and inserting in place thereof the words and figures, Current expenses 17,000.00. Change the total "49,893.90" to \$51,493.90; change the net appropriation "46,083.90" to \$47,683.90.

Amend the paragraph for Department of health: Maternal and child health and crippled children's services: State, by inserting * after the figure 60,000.00 and inserting at the end of the paragraph the following footnote:

* The division of investigation of accounts shall investigate the ability to pay of patients and those legally chargeable for their support and maintenance for care, treatment or maintenance furnished hereunder and the expenses of said care, treatment or maintenance may be recovered in an action

in the name of the state from the patient or those persons chargeable with his support where said person or persons have a weekly income or other resources more than sufficient to provide a reasonable subsistence compatible with decency and health.

Amend the bill in the paragraph for department of health, Maternal and child health and crippled children's services, federal, by striking out said paragraph and inserting in place thereof the following:

Maternal and child health and		
crippled children's services, federal:		
Personal services	\$17,437.50	
Current expenses	56,317.50	
Travel	2,000.00	
Other expenditures:		
Convalescent care and clinics	40,000.00†	
Total		\$115,755.00
*Less estimated revenue	115,755.00	
Net appropriation		0.00

Amend the paragraph For department of health: Commission on alcoholism: by striking out the same and inserting in place thereof the following:

Commission on alcoholism:		
Personal services	\$32,259.20	
Current expenses	45,000.00	
Travel	1,500.00	
Equipment	700.00	
Other expenditures:		
Medical and other expenses	2,000.00	
Total		\$81,459.20
Less estimated revenue	6,800.00	
Net appropriation		\$74,659.20

Amend the total appropriation for department of health: State, by striking out the figures "\$722,178.55" and inserting in place thereof the figures, \$723,778.55.

Amend the paragraph on convalescent care and clinics under maternal and child health and crippled children's services: Federal, by adding † after the figure 40,000.00.

Amend the paragraph For department of health by striking out the note at the end of the appropriation and inserting in place thereof the following new footnotes:

† This item may only be expended if federal funds are available restricted to this purpose, or if the total received from federal funds for this division shall exceed \$75,755.00 and said excess is available for crippled children's services, or if the board of health finds federal funds are not required in other items and such funds can be made available to this item without detriment to other programs. In no event shall the expenditures under convalescent care and clinics exceed the sum of \$40,000.00.

* This amount available for expenditure only if funds are available as a federal grant. If the federal grant exceeds the above estimate such excess may be expended with the approval of the governor and council for said purposes, except as hereinabove provided.

Amend the bill in the paragraph For department of labor: Office of commissioner: by striking out said paragraph and inserting in place thereof the following:

Office of commissioner:

Salary of commissioner	\$6,589.37
Other personal services	7,910.00
Current expenses	5,760.00
Travel	500.00
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Total	<u>\$20,759.37</u>

Amend the paragraph For department of labor: Inspections division: by striking out the same and inserting in place thereof the following:

Inspections division:

Personal services	\$29,251.83
Current expenses	2,100.00
Travel	7,100.00

Equipment	180.00
Total	<u>\$38,631.83</u>

Amend the appropriation For department of labor by striking out the words and figures, "Total for department of labor \$84,176.20" and inserting in place thereof, Total for department of labor 84,976.20.

Amend the bill in the appropriation For state treasury by inserting after the word and figures "Equipment 4,500.00" the following:

*Other expenditures:—audit 5,000.00. Change the total as follows: \$84,030.50 changed to \$89,030.50.

Insert the following footnote to treasury department:

*The legislative budget assistant shall designate a certified public accountant, not employed in state service, to make the annual audit of the state treasury and said legislative budget assistant may accept the findings and report of said certified public accountant as fulfilling the provisions of section 12-a, chapter 23-A of the Revised Laws (paragraph II, section 31, chapter 14, RSA), whereby the said legislative budget assistant is required to audit the accounts of the state treasurer.

Further amend the appropriation for state treasury by inserting Bounties 1,000.00. Change the total for state treasury as follows: \$151,225.77 changed to \$157,225.77.

Amend the bill in the appropriation for Laconia State School, Custodial care, by striking out the same and inserting in place thereof the following:

Custodial care:

Personal services	\$100,864.22
Current expenses	200,000.00†
Travel	25.00
Equipment	6,000.00**
Total	<u>\$306,889.22</u>

†In this appropriation \$74,000.00 shall be for products used from the institution's farm and no part of said sum shall be transferred to any other appropriation or expended for any other purpose.

**In this appropriation \$4,000.00 shall be for purchases of mattresses and no part of this amount shall be expended for any other purpose.

Change the total, and net appropriation, as follows: \$811,959.98 changed to \$818,945.98; \$788,459.98 changed to \$795,445.98.

Amend the bill in the appropriation for board of education by striking out the paragraph for "Foundation aid" and inserting in place thereof the following:

Foundation aid:

State aid to school districts	\$1,200,000.00†
Transportation, board, tuition	6,000.00
	<hr/>
Total	\$1,206,000.00

†See under area vocational school.

Amend the bill in the appropriation for board of education by inserting after the paragraph for education of the deaf, the following new paragraph:

Area vocational schools:

Personal services	\$2,490.00
Current expenses	300.00
Travel	200.00
Other expenditures:	
Reimbursement to school districts	47,010.00
	<hr/>
Total	\$50,000.00
Less transfer*	50,000.00
	<hr/>
Net appropriation	0.00

*The amount of \$50,000.00 herein provided for area vocational schools shall be a charge against the appropriation provided for state aid to school districts and the state board of education is authorized to discontinue said area vocational schools if it shall consider it desirable to do so.

Amend the bill in the appropriation for board of educa-

tion by striking out the third footnote at the end of said appropriation and inserting in place thereof the following:

In addition to the above appropriation, said department shall receive for disbursement sums paid by school districts for the additional salaries of superintendents under the provisions of section 44, chapter 135, Revised Laws (section 44, chapter 189, RSA). The appropriation to cover the state's share for personal services for state-wide supervision is at the same rates of compensation as for the fiscal year 1954-1955. All helping teacher positions hereinafter established shall be only after a majority vote in each of the school districts in the supervisory union requesting the establishment of the position of helping teacher at their respective annual school district meetings. Any unexpended balance of appropriation by the state for this purpose being revenue from the so-called per capita tax as provided by section 12, chapter 138, Revised Laws (section 12, chapter 194, RSA) which is in excess of the amount expended for such supervision shall be paid over by the state treasurer to each school district in proportion to the total receipts from said school district. Any provisions of paragraph XXIII, section 11, chapter 134, of the Revised Laws, as amended by section 3, chapter 243 of the Laws of 1953 (paragraph XXIII, section 11, chapter 186, RSA) inconsistent with the provisions of this footnote are hereby suspended until June 30, 1956.

Amend the bill in the appropriation For water resources board by striking out the words and figures "Travel 2,075.00" and inserting in place thereof, Travel 2,325.00. Change total as follows: \$47,756.05 changed to \$48,006.05. Change total for water resources board as follows: \$61,681.05 changed to \$61,931.05. Change net appropriation as follows: \$52,181.05 changed to \$52,431.05.

Amend the bill in the appropriation for aeronautics commission by striking out the paragraph and inserting in place thereof the following:

For aeronautics commission:

Salary of director	\$6,720.00
Other personal services	11,612.90
Current expenses	2,400.00
Travel	1,400.00

Equipment	1,400.00	
Total		\$23,532.90
Less estimated revenue		2,500.00
Net appropriation		\$21,032.90
Airways toll fund*	7,500.00	
Less transfers and balance	7,500.00	
Net appropriation		0.00
Total for aeronautics commission		\$21,032.90

*Expenditures shall not exceed existing balances plus revenue.

Amend the bill in the appropriation for planning and development commission by striking out the figures "99, 109.95†" and inserting 106,609.95. Further amend by striking out the figures "90,000.00†" and inserting "82,500.00." Further amend said appropriation by striking out the footnote at the end thereof.

Amend the bill in the appropriation For state tax commission: Administration office of commission: by striking out the words and figures "Other personal services 46,982.73" and inserting in place thereof, other personal services 43,-060.23. \$94,633.73 changed to \$90,711.23.

Amend the bill in the appropriation for state tax commission, Municipal account: by striking out the words and figures, "Less estimated revenue 15,000.00" and inserting in place thereof the words and figures, less estimated revenue 24,000.00. Change net appropriation as follows: \$33,295.57 changed to 24,295.57. Change total for tax commission as follows: \$199,646.80 changed to \$186,724.30.

Amend the bill in the appropriation for fish and game department, Conservation: by striking out the paragraph and inserting in place thereof the following:

Conservation:

Personal services	\$158,762.44
Current expenses	18,000.00
Travel	71,000.00

Equipment

6,500.00

Total

\$254,262.44

Further amend the appropriation for fish and game department by changing the total for fish and game department and the estimated revenue and balance as follows: \$1,059,502.26 changed to \$1,034,502.26.

Amend the appropriation for fish and game department by striking out the footnote at the end thereof and inserting in place thereof the following:

In addition to the above appropriation, the fish and game department may receive for disbursement any unexpended balances from previous years. Such balances shall be expended under the direction of the fish and game commission with the approval of the governor and council. Any sums received as revenue in excess of the estimated amounts hereunder may be expended by the director of fish and game, with the approval of the governor and council, for the purchase of state motor vehicles for the use of such conservation officers as desire to use state-owned motor vehicles.

Amend the bill by striking out the words and figures, "Total net appropriation \$16,958,021.24" and inserting, Total net appropriation \$17,057,140.30.

Further amend said bill by inserting after section 4 the following new sections:

5. *Business Supervisor.* Amend section 21 of chapter 23-A of the Revised Laws, as inserted by section 1, part 6, chapter 5, Laws of 1950 (section 36, chapter 8, RSA) by adding at the end thereof the following: (4) advise with the respective executive heads, boards, and commissions of the various state departments in relation to establishment, supervision and maintenance of uniform and efficient business records, business practices and business management, and to perform such other duties of assisting the state departments as the comptroller may require of him. (5) Subject to the approval of the comptroller the business supervisor may appoint an assistant business supervisor who shall receive such salary as may be provided by appropriation therefor.

6. *Legislative Council.* Amend chapter 9 of the Revised Laws (chapter 14 RSA) by inserting after section 25 the following new section: 25-a. *Research Analyst.* There shall be a research analyst attached to the legislative council. The deputy legislative budget assistant in office at the time of the passage of this act shall become the research analyst and shall receive such salary as shall be determined by the legislature. She shall be reimbursed for actual expenses when engaged in the duties of research problems in connection with legislative matters. The position of deputy legislative budget assistant is hereby abolished and any reference to said officer in the statutes inconsistent with the provisions hereof is hereby repealed to the extent of such inconsistency. Said analyst shall attend all hearings on state budgets. Sections 2 and 3 of this act shall not apply or affect in any way the analyst or her secretary. Any supplies and equipment which have been assigned to the use of the deputy legislative budget assistant are hereby transferred to the research analyst.

Further amend said bill by renumbering section 5 to read section 7.

W. D. SCAMMAN,
JOHN PILLSBURY,
JESSE ROWELL,
NATHANIEL F. DAVIS,
FRANK H. SHERIDAN,

Conferees on the Part of the House.

DEAN B. MERRILL,
NORMAN A. McMEEKIN,
ERALSEY C. FERGUSON,

Conferees on the Part of the Senate.

On motion of Senator Merrill, the reading of the report of the Committee of Conference was dispensed with.

(Senator McMeekin in the Chair)

On motion of Senator Merrill, the Senate voted to adopt the report of the Committee of Conference on the above entitled bill.

Report of Committee of Conference

The Committee of Conference, to whom was referred House Bill No. 530 entitled "An Act making appropriations for the expenses of certain departments of the state for the year ending June 30, 1957", having considered the same, report the same with the following recommendations:

1. That the House recede from its position of non-concurrence and concur with the amendments to said bill adopted by the Senate in connection with the following items:

Amend said bill by striking out in paragraph For executive branch: Office of governor, the words and figures, "Other personal services †19,940.00" and inserting in place thereof the words and figures, Other personal services †21,490.00. Further amend said paragraph by striking out the word and figures, "Total \$37,190.00" and inserting in place thereof the word and figures, Total \$38,740.00. Further amend said paragraph by striking out the words and figures, "Total for governor's office \$54,490.00" and inserting in place thereof the words and figures, Total for governor's office \$56,040.00. Further amend said paragraph by striking out the words and figures "Total for executive branch \$141,490.00" and inserting in place thereof the words and figures, Total for executive branch \$143,040.00.

Amend the paragraph For Judicial branch: For supreme court: by striking out the words and figures "Other personal services 5,180.00" and inserting in place thereof the words and figures, Other personal services 5,380.00. Further amend said paragraph "For Supreme court" by striking out the words and figures,

"Total	\$84,370.00
Less estimated revenue	680.00
Net appropriation	\$83,690.00"
and inserting in place thereof the words and figures,	
Total	\$84,570.00
Less estimated revenue	680.00
Net appropriation	\$83,890.00

Further amend said paragraph For judicial branch by striking out the words and figures "For judicial council

3,300.00" and inserting in place thereof the words and figures, For judicial council 4,200.00. Further amend said paragraph by striking out the words and figures, "Total for judicial branch \$267,407.67" and inserting in place thereof the words and figures, Total for judicial branch \$268,507.67.

Amend the bill in the appropriation For administration and control: Division of budget and control: by striking out the words and figures, "Salary of budget analyst 5,665.00" and inserting in place thereof the words and figures, Salary of assistant business supervisor 6,165.00. Change the total as follows: \$50,406.86 changed to \$50,906.86.

Amend the paragraph For administration and control: Division of purchase and property: Surplus food distribution: by striking out said subsection and inserting in place thereof the following:

Surplus food and commodities distribution:

Salary of director	\$5,150.00
Salary of supervisor of surplus	
food and commodities	4,782.90
Other personal services	5,180.00
Current expenses	24,245.00
Travel	2,500.00
Equipment	70.00
Other expenditures:	
Employees' retirement	980.83
Total	<u>\$42,908.73‡</u>
Less estimated revenue	
and balance	<u>42,908.73</u>

Net appropriation	0.00
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‡ Authority is hereby given to utilize so much as may be necessary of the balance accumulated as of June 30, 1955 or any surplus accumulating during the fiscal years 1956 and 1957 within this subdivision, to efficiently operate this division without the use of any other state funds.

Amend said paragraph For administration and control by striking out the words and figures, "Total for administration

and control \$433,815.58" and inserting in place thereof, Total for administration and control, \$434,315.58.

Amend the paragraph For forestry division (forestry and recreation): District fire supervision: by striking out the words and figures, "Less estimated revenue and balance 53,-173.00" and inserting in place thereof, Less estimated revenue and balance ***63,173.00. Amend said paragraph For forestry division (forestry and recreation): Nursery: by striking out the words and figures, "Less estimated revenue and balance 11,116.75" and inserting in place thereof, Less estimated revenue and balance ***11,116.75. Further amend said paragraph For forestry division (forestry and recreation): by adding at the end thereof the following note:

*** If the federal grant exceeds the above estimate, such excess may be expended with the approval of the governor and council for said purposes.

Amend the bill in the appropriation For recreation division (forestry and recreation) by inserting at the end thereof the following footnotes:

In purchasing supplies for resale under this division, preference shall be given to the purchase of products (1) manufactured in New Hampshire, and (2) products distributed by resident persons, firms, or corporations, in that order.

The forestry and recreation division shall not charge admission for any children of New Hampshire residents living within ten miles of the Wellington State Park who are under the age of sixteen years. New Hampshire residents living within ten miles who are sixteen and older shall be admitted at a special lower rate of admission to be based on the operating cost of the said park for the previous year.

Amend the bill in the appropriation for state police, by striking out the same and inserting in place thereof the following:

For state police:

Salary of superintendent	\$8,400.00
Other personal services	356,045.21
Current expenses	30,600.00
Travel	86,500.00
Equipment	50,000.00

Other expenditures:

Retirement	19,000.00
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Total for state police	\$550,545.21
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Less transfer from highway	\$467,963.43
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Net appropriation	\$82,581.78
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Amend the bill in the appropriation for industrial school, Agriculture, by striking out the same and inserting in place thereof the following:

Agriculture:

Personal services	\$11,203.24
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Current expenses	15,682.50
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Equipment	264.00
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Total	\$27,149.74
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Less credit transfer	19,875.00
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Less estimated revenue	8,025.00	27,900.00
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Net reduction	—750.26
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Change total, and net appropriation as follows: \$332,-495.55 changed to \$332,171.55; \$322,995.55 changed to \$322,-671.55.

Amend the bill in the appropriation for prison industries, by striking out the words and figures "Personal services \$67,456.51" and inserting in place thereof, Personal services \$69,926.51. Further amend by changing the total, and estimated revenue as follows: Change \$214,591.51 to \$217,061.51.

Amend the bill in the appropriation for the University of New Hampshire by inserting in the footnote relative thereto the following: In the fourth line insert after the word "sum," the words, not in excess of \$50,000.00, so that said footnote as amended shall read as follows:

"It is estimated that the income received by the university from tuition charges will be \$1,072,000.00 for the year. In case this amount of income from this source is not received the state's appropriation for the university will be increased

by such sum, not in excess of \$50,000.00, as represents the difference between \$1,072,000.00 and the amount actually received from tuition charges. Such provisions of section 22, of chapter 222, Revised Laws (section 28, chapter 187, RSA) as may be inconsistent with the provisions of this note are hereby suspended for the fiscal year ending June 30, 1957. The provisions of section 18, chapter 222, Revised Laws (section 24, chapter 187, RSA) are suspended for the fiscal year ending June 30, 1957.

Amend the bill in the appropriation for liquor commission, Stores operation, by striking out the same and inserting in place thereof the following:

Stores operation:

Personal services	\$609,681.50
Current expenses	200,500.00
Travel	8,500.00
Equipment	7,500.00
Other expenditures:	
Retirement	35,471.69
	<hr/>
Total	\$861,653.19

Change total for liquor commission, and revenue as follows: \$1,215,104.64 changed to \$1,231,844.23.

Amend the bill in the appropriation for racing commission by striking out the words and figures, "Other personal services 30,147.60" and inserting in place thereof the words and figures, Other personal services \$35,747.60*. Change total for racing commission, and revenue as follows: \$42,027.60 changed to \$47,627.60.

* Such portion of this amount as constitutes the compensation of the official steward or associate judge of the state racing commission, shall be reimbursed to the state by the person, association, or corporation conducting the race or meet.

Amend the bill in the appropriation for teachers' retirement system by striking out the words and figures, "Current expenses 1,560.00" and inserting, Current expenses 1,760.00. Further amend by striking out the word and figures, "Travel 700.00" and inserting, Travel 775.00. Change the total for

teachers' retirement system as follows: \$304,748.00 changed to \$305,023.00.

Amend the bill in the appropriation for motor vehicle department, Inspectional services, by striking out the words and figures, "Travel 16,000.00" and inserting in place thereof, Travel 18,200.00. Change the total as follows: 98,875.99 changed to 101,075.99. Change Total for motor vehicle department, and revenue as follows: \$508,912.08 changed to \$511,112.08.

Amend the bill in the appropriation For fish and game department, Conservation, by striking out the same and inserting in place thereof the following:

Conservation:

Personal services	\$160,532.49
Current expenses	18,000.00
Travel	71,000.00
Equipment	6,500.00

Total	\$256,032.49
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Further amend the appropriation For fish and game department by changing the total for fish and game department, and the estimated revenue and balance as follows: \$1,018,370.80 changed to \$1,043,370.80.

The conference committee further recommends:

II. That the House recede from its position of non-concurrence in the balance of amendments to said bill, that the Senate recede from its position in adopting the balance of its amendments as to said other items, and that the House and Senate concur in the adoption of the following amendments to said bill:

Amend said bill by striking out after the words "to wit" all words and figures relative to the legislative branch and inserting in place thereof the following: A continuing appropriation which shall not lapse, shall not be transferred to any department, institution or account, and which shall be for the expenses of the legislature, including \$29,750.00 for the office of legislative assistant to the appropriations and finance committees, as provided by sections 3-34, chapter 14, RSA, and including \$9,750.00 for the office of research analyst to the legislative council. (Salary of legislative budget assistant \$8,500.00,

other personal services \$19,500.00, current expenses \$850.00, Travel \$800.00, equipment \$100.00). (Salary of research analyst \$5,250.00, secretary to analyst \$3,250.00, other expenses \$1,230.00) \$275,000.00

Council of state governments	2,500.00	
Legislative council	2,500.00	
		5,000.00

Total for legislative branch	\$280,000.00
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Amend the bill in the paragraph For adjutant general's department: Central administrative office: by striking out the words and figures, "State flags 120.00" and inserting in place thereof the words and figures, State flags 180.00. Further amend said paragraph by striking out the words and figures, "Total \$35,002.63" and inserting in place thereof the word and figures, Total \$35,062.63.

Amend the totals for adjutant general's department to read as follows:

Total for adjutant general's department	\$301,906.83
Less estimated revenue	39,322.50

Net appropriation	\$262,584.33
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Amend the paragraph For department of agriculture: Insect and plant disease control: by striking out "Personal services \$24,318.84" and inserting in place thereof, Personal services \$23,318.84. Further amend said paragraph by striking out, "Travel 5,000.00" and inserting in place thereof, Travel 5,800.00. Change the total as follows: 30,743.84 to 30,543.84.

Amend the paragraph For department of agriculture: Milk control: by striking out the same and inserting in place thereof the following:

Personal services	\$11,510.00
Current expenses	2,680.00
Travel	1,600.00
Equipment	187.50
Total	\$15,977.50
Less estimated revenue	15,977.50

Net appropriation	0.00
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Amend the paragraph For department of agriculture: by striking out "Total for department of agriculture \$324,081.57" and inserting in place thereof, Total for department of agriculture \$323,881.57.

Amend the bill in the appropriation For department of health, Administration: State, by striking out the words and figures, "Other personal services 23,463.90" and inserting in place thereof, Other personal services 24,063.90.**

** Of this amount \$900.00 shall be for the part-time services of a Clerk I for the cancer commission.

Further amend said paragraph by striking out the words and figures, "Current expenses 16,000.00" and inserting in place thereof, Current expenses 17,000.00.

Change the total and net appropriation as follows: \$50,-263.90 changed to \$51,863.90; \$46,443.90 changed to \$48,043.90.

Amend the paragraph for department of health: maternal and child health and crippled children's services, state, by inserting * after the figures, 60,000.00, and by inserting at the end of the paragraph the following footnote:

* The division of investigation of accounts shall investigate the ability to pay of patients and those legally chargeable for their support and maintenance for care, treatment or maintenance furnished hereunder and the expenses of said care, treatment or maintenance may be recovered in an action in the name of the state from the patient or those persons chargeable with his support where said person or persons have a weekly income or other resources more than sufficient to provide a reasonable subsistence compatible with decency and health.

Amend the bill in the paragraph for Department of health, maternal and child health and crippled children's services, federal, by striking out said paragraph and inserting in place thereof the following:

Maternal and child health and

crippled children's services, federal:

Personal services	\$17,527.50
Current expenses	56,227.50

Other expenditures:

Travel	2,000.00
Convalescent care and clinics	40,000.00†

Total	\$115,755.00
Less estimated revenue	115,755.00

Net appropriation	0.00
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Amend the bill in the appropriation For department of health, Commission on alcoholism, by striking out the same and inserting in place thereof the following:

Commission on alcoholism:

Personal services	\$32,862.70
Current expenses	45,000.00
Travel	1,500.00
Equipment	200.00

Other expenditures:

Medical and other expenses	2,000.00
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Total	\$81,562.70
Less estimated revenue	6,800.00

Net appropriation	\$74,762.70
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Amend the bill in the appropriation For department of health by striking out the words and figures, "Total for department of health: state, \$643,819.15" and inserting in place thereof, Total for department of health \$645,419.15.

Amend the paragraph on convalescent care and clinics under maternal and child health and crippled children's services, federal, by adding ‡ after the figures, 40,000.00.

Amend the paragraph For department of health by striking out the note at the end of the appropriation and inserting in place thereof the following new footnotes:

‡ This item may be expended only if federal funds are available restricted to this purpose, or if the total received from federal funds for this division shall exceed \$75,755.00 and said excess is available for crippled children's services, or if the board of health finds federal funds are not required in other items and such funds can be made available to this item

without detriment to other programs. In no event shall the expenditures under convalescent care and clinics exceed the sum of \$40,000.00.

* This amount available for expenditure only if funds are available as a federal grant. If the federal grant exceeds the above estimate, such excess may be expended with the approval of the governor and council for said purposes, except as hereinabove provided.

Amend the bill in the appropriation For department of labor, Office of commissioner, by striking out the same and inserting in place thereof the following:

Office of commissioner:

Salary of commissioner	\$6,784.37
Other personal services	7,910.00
Current expenses	7,260.00
Travel	500.00

Total	<hr/> \$22,454.37
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Amend the bill in the appropriation for department of labor, Inspections division, by striking out the same and inserting in place thereof the following:

Inspections division:

Personal services	\$29,611.50
Current expenses	2,100.00
Travel	7,100.00
Equipment	100.00

Total	<hr/> \$38,911.50
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Amend the bill in the appropriation For department of labor, Workmen's compensation division, by inserting after the figures "100.00" the following: Equipment 300.00. Change the total as follows: 23,657.83 changed to 23,957.83.

Amend the bill in the appropriation For department of labor, by striking out "Total for department of labor \$84,323.70" and inserting in place thereof, Total for department of labor, \$85,423.70.

Amend the bill in the appropriation for state treasury by inserting after the word and figures, "Equipment 3,000.00"

the following: * Other expenditures — audit, 2,000.00. Change the total as follows: \$84,156.00 changed to \$86,156.00.

* The legislative budget assistant shall designate a certified public accountant, not employed in state service, to make the annual audit of the state treasury and said legislative budget assistant may accept the findings and report of said certified public accountant as fulfilling the provisions of section 12-a, chapter 23 (paragraph II, section 31, chapter 14, RSA) of the Revised Laws, whereby the said legislative budget assistant is required to audit the accounts of the state treasurer.

Further amend the appropriation for state treasury by inserting before "trust funds" the word and figures, Bounties 1,000.00. Change the total for state treasury as follows: Change \$151,351.27 to \$154,351.27.

Amend the bill in the appropriation for Laconia State School, Custodial care, by striking out the same and inserting in place thereof the following:

Custodial care:

Personal services	\$102,812.55
Current expenses	200,000.00†
Travel	25.00
Equipment	6,000.00
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Total	\$308,837.55

Change the total, and net appropriation as follows: \$817,-247.65 changed to \$823,733.65; \$793,747.65 changed to \$800,-233.65.

† In this appropriation \$74,000.00 shall be for products used from the institution's farm and no part of said sum shall be transferred to any other appropriation or expended for any other purpose.

Amend the bill in the appropriation For state sanatorium by inserting ‡ after figures for personal services under paragraph For administration and by inserting at the end of said paragraph the following:

‡ Of this amount the sum of \$1,000.00 shall be paid to the

of section 44, chapter 135, Revised Laws (section 44, chapter 189, RSA). The appropriation to cover the state's share for personal services for state-wide supervision is at the same rates of compensation as for the fiscal year 1954-1955. All helping teacher positions hereinafter established shall be only after a majority vote in each of the school districts in the supervisory union requesting the establishment of the position of helping teacher at their respective annual school district meetings. Any unexpended balance of the appropriation by the state for this purpose being revenue from the so-called per capita tax as provided by section 12, chapter 194, RSA which is in excess of the amount expended for such supervision shall be paid over by the state treasurer to each school district in proportion to the total receipts from said school district. Any provisions of paragraph XXIII, section 11, chapter 186, RSA inconsistent with the provisions of this footnote are hereby suspended until June 30, 1957.

Amend the bill in the appropriation for water resources board by striking out the words and figures "Travel 2,075.00" and inserting in place thereof the word and figures, Travel 2,325.00. Change the total as follows: \$46,014.40 changed to \$46,264.40. Change the total for water resources board from \$59,939.40 to \$60,189.40. Change net appropriation from \$50,439.40 to \$50,689.40.

Amend the bill in the appropriation for aeronautics commission by striking out the paragraph and inserting in place thereof the following:

For aeronautics commission:

Salary of director	\$6,900.00
Other personal services	11,792.90
Current expenses	2,200.00
Travel	1,400.00
Equipment	100.00
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Total	\$22,392.90
Less estimated revenue	2,700.00
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Net appropriation	\$19,692.90

Airways toll fund *	\$7,800.00	
Less transfers and balance	7,800.00	
Net appropriation		0.00
Total for aeronautics commission		\$19,692.90

* Expenditures shall not exceed existing balances plus revenue.

Amend the bill in the appropriation for planning and development by striking out the footnote and by striking out the mark after the figures referring to said footnote. Further amend by striking out the figures "100,937.50" and inserting in place thereof the figures, 108,437.50. Further amend by striking out the figures "90,000.00" and inserting in place thereof, 82,500.00.

Amend the bill in the appropriation For state tax commission, Office of commission: by striking out and inserting in place thereof the following:

Office of commission:

Salary of two commissioners	\$14,170.00
Salary of secretary	8,520.00
Other personal services	43,754.10
Current expenses	13,090.00
Travel	12,000.00
Equipment	1,392.00

Total	\$92,926.10
Less estimated refunds	1,500.00

Net appropriation	\$91,426.10
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Amend the bill in the appropriation For state tax commission, Municipal accounting, by striking out the words and figures "Less estimated revenue 15,000.00" and inserting in place thereof the words, and figures, Less estimated revenue 24,000.00. Change net appropriation as follows: 33,420.90 changed to 24,420.90. Change total for tax commission as follows: \$201,237.70 changed to \$188,177.70.

Amend the bill by striking out the words and figures,

"Total net appropriation \$17,210,873.23" and inserting in place thereof, Total net appropriation \$17,214,535.23.

W. D. SCAMMAN,
JOHN PILLSBURY,
JESSE ROWELL,
NATHANIEL F. DAVIS,
FRANK H. SHERIDAN,

Conferees on the Part of the House.

DEAN B. MERRILL,
NORMAN A. McMEEKIN,
ERALSEY C. FERGUSON,

Conferees on the Part of the Senate.

On motion of Senator Merrill, the reading of the report of the Committee of Conference was dispensed with.

On motion of Senator Merrill, the Senate voted to adopt the report of the Committee of Conference on the above entitled bill.

(The President in the Chair)

Committee Reports

Senator Caron, for the Committee on Finance, to whom was referred:

Senate Joint Resolution No. 7, Joint Resolution providing for distribution of information to delegates prior to constitutional convention.

Having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted.

Senator Matthews moved that the words, ought to pass, be substituted for the recommendation of the committee, inexpedient to legislate.

(Discussion ensued)

Senators Matthews and Ferguson spoke in favor of the motion.

On a *viva voce* vote, the Chair was in doubt and requested a division.

Seven Senators having voted in the affirmative, and nine Senators having voted in the negative, the negative prevailed, and the motion was lost.

Question being on the resolution of the committee, inexpedient to legislate.

On this question, Senator Matthews demanded a roll call. The Clerk proceeded to call the roll.

The following named Senators voted in the affirmative: Lamontagne, O'Brien, McMeekin, Washburn, Ainsworth, Powell, English, Colburn, O'Malley, LaRoche, Smalley, Adams and Merrill.

The following named Senators voted in the negative: Matthews, Keller, Landers, Ferguson, Packard, Caron, Daniel and Foote.

On the above question, Senator Cleveland passed.

The President ruled that on a roll call or on an aye or nay vote, all Senators must vote, subject to the will of the Senate.

On a *viva voce* vote, the negative prevailed. At the call of his name, Senator Cleveland voted yes.

Fourteen Senators having voted in the affirmative, and eight Senators having voted in the negative, the affirmative prevailed, and the recommendation of the committee, inexpedient to legislate, was adopted.

On motion of Senator Packard, the rules of the Senate were so far suspended as to permit the introduction of a committee report not previously advertised in the Journal.

Senator Daniel, for the Committee on Public Works, to whom was referred.

Senate Bill No. 99, An Act relative to lay out and acquisition of land and other property for class I and II highways.

Having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate. Subject matter covered by other legislation.

On a *viva voce* vote, the affirmative prevailed, and the recommendation of the committee, inexpedient to legislate, was adopted.

On motion of Senator Keller, the rules of the Senate were so far suspended as to permit the introduction of a committee report not previously advertised in the Journal.

Senator Washburn, for the Committee on Labor, to whom was referred:

House Bill No. 468, An Act relative to old age and survivors' insurance coverage and the administration thereof.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass.

Amend said bill by striking out sections 4, 5, 6 and 8 thereof, and by renumbering section 7 to be number 4, number 9 to be number 5, number 10 to be number 6, and number 11 to be number 7.

Further amend said bill by adding after section 11 as renumbered section 7 the following new section:

8. *Subdivisions.* Amend chapter 201 of the Laws of 1945 (chapter 100, RSA) by inserting after section 7 thereof the following new sections:

7-a. *Revocation of Election.* Notwithstanding any provision of law to the contrary, the governing body of any county, city, town, school district or other political subdivision which has heretofore elected to have its officers and employees become eligible to participate in the state employees' retirement system, may, by resolution legally adopted, revoke such election with respect to officers and employees who shall enter the service of such political subdivision on or after July 1, 1956, and with respect to officers and employees in the service of such subdivision on June 1956, who are inactive members of the state employees' retirement system. As used herein, the phrase "inactive members of the state employees' retirement system" shall mean and refer to persons in the employ of an employer with respect to whom there have not been made the deductions and contributions to the state employees' retirement system directed by this chapter. The phrase shall also include persons who have elected not to become members of said system under an option allowed by law. Such election shall not affect the rights and obligations of the active members or beneficiaries of the employer, nor of the employer with respect to such active members and beneficiaries, except as hereinafter set forth.

7-b. *Notice to Trustees.* The clerk of the subdivision shall forthwith upon the adoption of such resolution notify the

trustees thereof, and shall furnish such other information with respect to the employees of the subdivision as the trustees shall request.

7-c. *Contributions.* Upon the receipt of such notification, and from time to time thereafter, the trustees shall determine the contributions thenceforth to be made by the employer with respect to its active members and beneficiaries. The contributions of each employer shall be determined on the basis such that its own past and future contributions shall provide the reserve heretofore established and to be established in the future for the state annuities of its employees. The trustees shall notify the employer of such determination, and the employer shall thereafter contribute to the state employees' retirement system in accordance therewith.

Further amend said bill by renumbering section 12 to read section 9.

The report was accepted.

On motion of Senator Keller, the reading of the amendments were dispensed with, and Senator Keller explained the amendments.

On a *viva voce* vote, the amendments were adopted, and the bill was ordered to a third reading this afternoon at 2:00 o'clock.

On motion of Senator Powell, the rules of the Senate were so far suspended as to permit the introduction of a committee report not previously advertised in the Journal.

Senator Caron, for the Committee on Military and Veterans' Affairs, to whom was referred:

Senate Bill No. 43, An Act relative to a service exemption for disabled veterans.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass.

Amend the bill by striking out all after the enacting clause and inserting in place thereof the following:

1. *Adjutant General's Department.* There is hereby appropriated the sum of \$910.00 for the purchase and acquisition of ten state flags together with tassels and staff to be as-

signed by the Adjutant General to the various flag-bearing battalions and other units of the New Hampshire National Guard. The governor is hereby authorized to draw his warrant for the sum hereby appropriated out of any money in the treasury not otherwise appropriated.

2. *Takes Effect.* This act shall take effect upon its passage.

Further amend the bill by striking out the title thereof and inserting in place thereof the following: An Act relative to flag-bearing battalions of the New Hampshire National Guard.

The report was accepted, amendment adopted, and the bill as amended was referred to the Committee on Finance, under the rules.

On motion of Senator Merrill, the rules were so far suspended as to dispense with reference to the Committee on Finance.

On motion of Senator Adams, the rules of the Senate were so far suspended as to place the above entitled bill on its third reading and final passage at the present time.

On motion of Senator Cleveland, the rules of the Senate were so far suspended as to permit the introduction of a committee report not previously advertised in the Journal.

Senator O'Malley, for the Committee on Judiciary, to whom was referred:

House Joint Resolution No. 34, Joint Resolution to provide for an investigation of the laws relating to tax exemption of real estate and personal property and to ascertain the total value of property in New Hampshire so exempted.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass.

Amend the resolution by striking out the word "seven" in line one of the second paragraph and inserting in place thereof the word three. Further amend the resolution by striking out the word "five" in line two of said paragraph and inserting in place thereof the word two, so that said paragraph will read as follows:

That a joint committee to consist of three members of the House of Representatives be appointed by the speaker and two members of the senate be appointed by the president of the senate to study, investigate and examine into the matter of tax exempt property of every kind in the state, with particular reference to the existing laws governing and granting such exemptions; said committee to have full power and authority to require from the several departments, boards and commissions of the state government such information and assistance as may be available for the purposes of the committee, and, further, while the members of said committee shall serve without pay, the sum of not more than one thousand dollars shall be made available from funds not otherwise appropriated, for clerical assistance and to pay the actual and necessary expenses incurred by the committee in securing such information as may be required and in preparing a report of its findings and recommendations to the legislature of 1957.

On motion of Senator Cleveland, the reading of the amendment was dispensed with.

The report was accepted, amendment adopted, and the bill was referred to the Committee on Finance, under the rules.

On motion of Senator Lamontagne, the rules of the Senate were so far suspended as to permit the introduction of a committee report not previously advertised in the Journal.

Senator Lamontagne, for the Committee on Transportation, to whom was referred:

Senate Bill No. 104, An Act relating to motor vehicles carrying property for hire.

Having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted.

(Senator McMeekin in the Chair)

Senator Cleveland moved that the words, ought to pass, be substituted for the recommendation of the committee, inexpedient to legislate.

(Discussion ensued)

Senator Cleveland spoke in favor of the motion.

Senators Lamontagne, Adams and Packard spoke against the motion.

Senator Cleveland requested a two-minute recess.

(Recess)

The Senate re-assembled.

Senator Cleveland withdrew his motion.

Senator Cleveland moved that the words, be referred to the Legislative Council, be substituted for the recommendation of the committee, inexpedient to legislate.

Senator Lamontagne spoke against the motion.

Senator Lamontagne moved that Senate Bill No. 104 be indefinitely postponed.

On a *viva voce* vote, the Chair was in doubt, and requested a division.

Eleven Senators voted in the affirmative.

Eight Senators voted in the negative.

Senator Cleveland demanded a roll call.

The Clerk proceeded to call the roll.

The following named Senators voted in the affirmative: Lamontagne, O'Brien, Matthews, English, Colburn, Perkins, Packard, Caron, Daniel, LaRoche, Adams, Merrill and Foote.

The following named Senators voted in the negative: Washburn, Keller, Cleveland, Ainsworth, Powell, Landers, Ferguson, O'Malley and Smalley.

Thirteen Senators having voted in the affirmative, and nine Senators having voted in the negative, the affirmative prevailed, and the motion to indefinitely postpone prevailed.

On motion of Senator Ferguson, the rules of the Senate were so far suspended as to permit the introduction of a committee report not previously advertised in the Journal.

Senator Packard, for the Committee on Public Welfare and State Institutions, to whom was referred:

House Bill No. 440, An Act relative to the Laconia State School.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass.

Amend said bill by striking out all after the enacting clause and inserting in place thereof the following:

1. *Laconia State School.* Amend chapter 129 of the Revised Laws, as amended by chapters 99 and 229, Laws of 1953 (chapter 171, RSA), by striking out said chapter and inserting in place thereof the following new chapter:

Chapter 129

Laconia State School

1. *State School.* The state shall maintain a school for the care and instruction of the mentally deficient which shall be known as the Laconia State School.

2. *Trustees' Powers.* The trustees shall have the general management and supervision of said school, and once each month shall hold a meeting thereat. They shall have power to administer all rules and regulations as to admission to, and for the government and control of, said institution and its children, and to do everything necessary to properly care for and educate the mentally deficient persons of the state.

3. *Superintendent.* The trustees shall, subject to the approval of the governor and council, appoint a superintendent of the school who, subject to the control of the trustees, shall have charge of the lands, buildings, furniture, tools, implements, stock, provisions, and other property of the institution. He shall keep, in suitable books, regular and complete accounts of all his receipts and expenditures, and of the debts, credits, contracts, and property of the institution, showing its income and expenses, and shall account to the trustees annually, and at such other times as they may require, for all money received and paid out by him. Such accounts shall be specific, containing the dates and amounts of all receipts, and the date, quantity and price of every article purchased or procured. There is specifically excepted from the foregoing such accounts and accountability as is required otherwise by the department of administration and control. The superintendent shall be a constant resident at the institution, and he and subordinate officers of the school, under his direction, shall have the custody and charge of the scholars therein, shall discipline, govern, instruct, and employ them, and shall use their best endeavors to preserve their health, promote their improvement in such studies, trades, and employments as may be suited to their ages and capacities, and to secure the formation of moral, religious and industrious habits.

4. *Deputy Superintendent.* The superintendent, subject to the approval of the board of trustees, shall appoint a deputy superintendent who shall perform such duties as may be assigned to him, and in the absence of the superintendent shall perform all of the duties of the superintendent.

5. *Detention.* Mentally deficient persons, legally received into said schools, shall be detained in custody, regardless of age or length of residence, if, in the judgment of the board of trustees, their segregation is for the best interest of the person concerned and of the public.

6. *State Charges.* All indigent mentally deficient persons in this state may be received as state wards.

7. *Non-residents.* Mentally deficient persons, residents of other states, may be received into said school provided there is space available without excluding resident persons found to be fit subjects for said school. Expenses for said non-resident persons shall be borne by the state of residence or any political subdivision thereof, or by persons legally chargeable with their support.

8. *Change of Residence.* If the residence of the parent or guardian of any mentally deficient person of the Laconia state school is changed to another state, the board of trustees may negotiate with officials of the other state for a transfer of said person to the state of residence of the said parent or guardian. The trustees may also enter into agreements, reciprocal in nature, to accept transfers from like institutions of other states, resident mentally deficient persons whose parent or guardian has established a legal residence in this state.

9. *Order of Admissions.* Prior consideration shall be given to applicants already supported at public expense.

10. *Defective Delinquents.* Whenever any mentally deficient person demonstrates, in the opinion of the board of trustees, by his continuous conduct that he may seriously injure or endanger other persons of the school, the trustees may, through the office of the attorney general, file a petition with the superior court, stating the method of original committal, the reasons for the transfer request, and the place to which said person is to be transferred. The superior court may approve such transfer if it is of the opinion that the

best interests of the person and of the public are being served.

11. *Modification of Order.* The superior court shall have continuing jurisdiction to modify its order in such cases and shall consider petitions for further commitments as may be brought by the trustees of the receiving institutions.

12. *Costs of Maintenance.* The school shall continue to bear the necessary cost of maintenance and care of persons transferred under the authority of section 10, provided, however, that this in no way relieves the person or persons chargeable with the support of the said person, from their duty to pay to the state the costs as provided by law.

13. *Committals.* Any petition for the committal of any person to the Laconia state school shall be referred by the judge of probate to the mental hygiene clinic, or a suitable and adequate agency approved by the mental hygiene clinic, for study, report and recommendation, prior to hearing. Upon the finding that such person is a suitable subject for said institution, such person may be committed to said school by an order of commitment, directed to the superintendent, accompanied by a certified copy of the report prepared and executed by said clinic.

14. *Warrant; Return.* The register shall issue a warrant in duplicate, commanding such suitable person as the judge shall select to deliver the person ordered to be committed to the superintendent of said school. The agent shall endorse upon each copy that he has delivered the person as ordered, and the superintendent shall endorse upon each copy a receipt naming the agent from whom the person was received. One copy of the warrant so endorsed shall be returned to the court and filed with the commitment papers and the other copy shall be left with the superintendent. No male person, other than the husband or father, shall act as such agent for the commitment of a female unless accompanied by a responsible woman of mature age.

15. *Delinquents.* Defective delinquent persons having criminal records or criminalistic or incorrigible tendencies of such nature as to make their presence in said school detrimental to the other persons shall not be committed there, but may at the discretion of the judge of probate be detained

pending proceedings for commitment to some other institution suited to their care.

16. *Fees.* Whenever, upon such application, there is occasion for a special session the judge of probate shall be allowed the legal fee and his expenses, to be paid by the county treasurer upon the certificate of the county commissioners.

17. *Committals by Municipal Courts.* Municipal courts may commit to the said school, under the provisions of section 15 of chapter 132 of the Revised Laws (section 18, chapter 169, RSA), provided that said person has been referred to the mental hygiene clinic as in the case of committals by the judge of probate under section 13 hereof.

18. *Committals by Superior Courts.* Whenever, in any proceeding before the superior court, it shall appear that any respondent or any person being examined as provided by section 4, chapter 314 of the Laws of 1949, is mentally deficient, the justice thereof may require an examination of said person by the mental hygiene clinic as provided in section 13 hereof. Upon a finding that said person is a fit subject for said school, the justice may issue an order of commitment directed to the superintendent and trustees thereof. The court shall have continuing jurisdiction and may alter or amend such order of commitment as may be necessary. Nothing contained herein shall relieve any person legally chargeable from payment of care and custody of said person.

19. *Placement.* The trustees may permit any person of the school to leave the institution on placement or change the conditions on which it is granted. They shall cause an investigation to be made prior to the granting of such placement, as to the home into which such person is to go if placed, and other conditions and circumstances which may affect his or her welfare and behavior, and shall provide such supervision of placed persons as may be deemed necessary for their welfare. The trustees may revoke the placement and order the return of the person to whom it has been granted. No length of absence or placement shall operate as a discharge from the school.

20. *Discharge.* Any person of the school may be discharged by any quorum of the trustees, or by a justice of the

superior court, whenever a further detention at the school is in their opinion unnecessary; but any person so discharged who was under sentence of imprisonment at the time of his commitment, the period of which shall not have expired, shall be remanded to prison. The superintendent shall file with the state board of health the names of persons discharged, paroled or in placement from said school as provided in chapter 338, section 14.

21. *Escapes.* If any person shall escape from said school, it shall be the duty of the superintendent and his assistants, and of any police officer, sheriff, or deputy sheriff to take and detain such person without a warrant and return him forthwith to said school. All reasonable expense for such detention and return shall be borne by said school.

2. *Takes Effect.* This act shall take effect upon its passage.

On motion of Senator Ferguson, the reading of the amendment was dispensed with.

The report was accepted, amendment adopted, and the bill as amended was ordered to a third reading this afternoon at 2:00 o'clock.

On motion of Senator Ferguson, the rules of the Senate were so far suspended as to place the above entitled bill on its third reading and final passage at the present time.

Committee Reports

The Committee on Engrossed Bills, to whom was referred:

House Bill No. 410, An Act relative to the use and display of the state flag.

Having considered the same, reported the same under Joint Rule No. 6 with the following amendment, and recommended that the bill as amended ought to pass.

Amend section 1 of said bill by inserting after the figure "1953" the following: (section 4, chapter 3 RSA)

On motion of Senator Merrill, the Senate voted to adopt the amendment offered by the Committee on Engrossed Bills to the above entitled bill.

The Committee on Engrossed Bills, to whom was referred:

House Bill No. 223, An Act to simplify requirements for absentee voting.

Having considered the same, reported the same under Joint Rule No. 6 with the following amendment, and recommended that the bill as amended ought to pass.

Amend section 3 of said bill by striking out the same and inserting in place thereof the following:

7. *Penalties.* Amend section 75 of chapter 34 of the Revised Laws (section 15, chapter 60 RSA) by striking out said section and inserting in place thereof the following: 75. *Penalties.* Whoever, prior to the closing of the polls upon election day, shall show or exhibit an unsealed absent voter's ballot to any person, or shall use an absent voter's ballot for any purpose except to vote the same, shall be fined not more than one hundred dollars; provided, that this provision shall not apply to any person engaged in printing or distributing or otherwise dealing with said ballots according to law; and whoever, not being entitled to vote under the provisions of this subdivision, votes or attempts to vote under the provisions hereof, or, being entitled to vote under the provisions hereof, knowingly votes or attempts to vote in violation of the terms hereof, shall be fined not more than five hundred dollars or imprisoned not more than one year or both.

On motion of Senator Merrill, the Senate voted to adopt the amendment offered by the Committee on Engrossed Bills to the above entitled bill.

The Committee on Engrossed Bills, to whom was referred:

House Bill No. 536, An Act modifying the employees' retirement system of the state of New Hampshire and correlating its benefits with federal old-age and survivors' insurance benefits.

Having considered the same, reported the same under Joint Rule No. 6 with the following amendment, and recommended that the bill as amended ought to pass.

Amend section 2 of part II of said bill by striking out the first two lines and inserting in place thereof the following:

2. *Employment Defined.* Amend paragraph II of section 2 of chapter 234 of the Laws of 1951 (Paragraph II, section 2, chapter 101 RSA) by striking

Further amend section 2 of part II of said bill by striking out the last line of said section and inserting in place thereof the following: pursuant to paragraph II of section 13 hereof as hereinafter inserted

Amend section 4 of part II of said bill by striking out the word "administrator" in the sixteenth line and inserting in place thereof the words, Secretary of Health, Education and Welfare

Amend section 3 of part III of said bill by striking out the following: "subparagraph (c) of paragraph I" and inserting in place thereof the following: paragraph III

On motion of Senator Merrill, the Senate voted to adopt the amendment offered by the Committee on Engrossed Bills to the above entitled bill.

The Committee on Engrossed Bills, to whom was referred:

House Bill No. 204, An Act providing for the development of Concord Lake Project.

Having considered the same, reported the same under Joint Rule No. 6 with the following amendment, and recommended that the bill as amended ought to pass.

Amend section 1 of said bill by striking out the last sentence and inserting in place thereof the following:

The members of the commission originally appointed shall hold office until August 1, 1957, at which time this commission shall be terminated. If any vacancy shall occur in the membership prior to such date it shall be filled by appointment of the governor with the advice and consent of the council for the remainder of the unexpired term. Commission members shall serve without pay except that they shall be reimbursed for their actual expenses while engaged in the business of the commission from the voluntary contributions hereinafter authorized to be solicited.

On motion of Senator Ferguson, the Senate voted to adopt the amendment offered by the Committee on Engrossed Bills to the above entitled bill.

The Committee on Engrossed Bills, to whom was referred:

House Bill No. 94, An Act relative to the taking of oysters, lobsters, crabs and clams.

Having considered the same, reported the same under Joint Rule No. 6 with the following amendment, and recommended that the bill as amended ought to pass.

Amend section 9 of said bill by striking out the first two lines and inserting in place thereof the following:

9. *Canned Lobster Meat.* Amend section 47-b of chapter 245 of the Revised Laws, as inserted by section 3, chapter 200 of the Laws of 1951 and as amended by section 1, chapter 231, Laws of 1951 (section 29, chapter 211 RSA)

Further amend said section by striking out the third and fourth sentences of section 47-b as inserted by said section.

On motion of Senator Washburn, the Senate voted to adopt the amendment offered by the Committee on Engrossed Bills to the above entitled bill.

The Committee on Engrossed Bills, to whom was referred: Senate Bill No. 83, An Act relative to Colby Junior College Highway and Sutton Road.

Having considered the same, reported the same, under Joint Rule No. 6 with the following amendment, and recommended that the bill as amended ought to pass.

Amend said bill by inserting after section 2 the following new section:

3. *Takes Effect.* This act shall take effect upon its passage.

On motion of Senator Powell, the Senate voted to adopt the amendment offered by the Committee on Engrossed Bills to the above entitled bill.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has voted to adopt the report of the Committee of Conference on the following entitled bills:

House Bill No. 529, An Act making appropriations for the expenses of certain departments of the state for the year ending June 30, 1956.

House Bill No. 530, An Act making appropriations for the expenses of certain departments of the state for the year ending June 30, 1957.

The message further stated that the House of Representatives has refused to concur with the Honorable Senate in its amendment to the following entitled bill, and asks for a Committee of Conference:

House Bill No. 500, An Act providing for the acquisition of certain dams and water rights by the water resources board.

The Speaker has appointed as members of such committee on the part of the House, the Messrs. Davis of Hopkinton, Pillsbury of Manchester and Sheridan of Berlin.

On motion of Senator Ferguson, the Senate voted to accede to the request of the House of Representatives for a Committee of Conference on the above entitled bill.

The Chair appointed as members of such committee on the part of the Senate, Senator English, District No. 11, and Senator Ferguson, District No. 14.

The message further stated that the House of Representatives has refused to concur with the Honorable Senate in its amendments to the following entitled bill and asks for a Committee of Conference:

House Bill No. 448, An Act relative to the appeal board in public construction contracts, providing for a deputy labor commissioner, and relative to board of arbitration.

The Speaker has appointed as members of such committee on the part of the House, the Messrs. Angus of Claremont, Bell of Plymouth and Miss Bailey of Newport.

On motion of Senator Keller, the Senate voted to accede to the request of the House of Representatives for a Committee of Conference on the above entitled bill.

The Chair appointed as members of such committee on the part of the Senate, Senator Merrill, District No. 23 and Senator Keller, District No. 6.

The message further stated that the House of Representatives has voted to concur with the Honorable Senate in the passage of the following entitled bills and joint resolutions, sent down from the Honorable Senate:

Senate Bill No. 124, An Act relative to safety regulations for commercial establishments and to workmen's compensation agreements.

Senate Joint Resolution No. 6, Joint Resolution relative to supplemental appropriation for education of the deaf.

Senate Bill No. 136, An Act making temporary appropriations for the expenses of the State of New Hampshire for the month of August, 1955.

The message further stated that the House of Representatives has voted to adopt the report of the Committee Conference on:

House Bill No. 204, An Act providing for the development of Concord Lake Project.

The message further stated that the House of Representatives has voted to accede to the request of the Honorable Senate for a Committee of Conference on the following bill:

Senate Bill No. 113, An Act relative to the rate of tax on interest and dividends.

The Speaker has appointed as members of such committee on the part of the House, the Messrs. Geisel of Manchester, Rathbone of Exeter, and Pickett of Keene.

The message further stated that the House of Representatives concurs with the Honorable Senate in the passage of the following entitled bill, with amendments, in the passage of which amendments the House of Representatives asks the concurrence of the Honorable Senate:

Senate Bill No. 13, An Act relating to re-assessment procedures.

Amend said bill by striking out all after the enacting clause and inserting in place thereof the following:

1. *Local Officials.* Amend section 13, chapter 82, Revised Laws (section 13, chapter 71, RSA) by inserting at the end thereof the words, In making such re-assessment the commission may determine whether the values determined shall be used for the assessment of taxes for the year in which the re-assessment is made or for the assessment to be made in the succeeding year, so that said section as amended shall read as follows: 13. *Procedure for Re-assessment.* Such re-assessment shall be made in the first instance by the selectmen or assessors of such district, and, if such re-assessment

is not made within thirty days of the order or is not satisfactory to the tax commission, then the commission may make such re-assessment or cause it to be made. In making such re-assessment the commission may determine whether the values determined shall be used for the assessment of taxes for the year in which the re-assessment is made or for the assessment to be made in the succeeding year.

2. *Takes Effect.* This act shall take effect upon its passage.

On motion of Senator Cleveland, the Senate voted to concur in the adoption of the amendments to the above entitled bill.

The message further stated that the House of Representatives concurs with the Honorable Senate in the passage of the following captioned joint resolution, with amendments, in the passage of which amendments the House of Representatives asks the concurrence of the Honorable Senate:

Senate Joint Resolution No. 5, Joint Resolution in favor of Louis E. Clement and others.

Amend the title of said joint resolution by striking out the same and inserting in place thereof the following:

Joint Resolution in favor of Louis E. Clement and others.

Amend said joint resolution by striking out all after the resolving clause and inserting in place thereof the following:

That the sum of eight hundred eighty-five dollars and sixty five cents be and hereby is appropriated to reimburse Louis E. Clement for hospital and medical expenses incurred by reason of an injury sustained by him while in the performance of his duties as an employee of the state.

That the sum of one hundred dollars be and hereby is appropriated to reimburse Eleanor Marquis for medical and other expenses incurred as a result of an accident with a National Guard vehicle.

That the sum of three hundred eleven dollars be and hereby is appropriated to reimburse James S. Crowe for damage to his car caused by a National Guard truck striking his parked car.

The Governor is hereby authorized to draw his warrants from any funds not otherwise appropriated and the sums

appropriated shall be in full and complete settlement of these claims.

On motion of Senator Colburn, the Senate voted to concur in the adoption of the amendments to the above captioned joint resolution.

The message further stated that the House of Representatives concurs with the Honorable Senate in the passage of the following entitled bill, with amendment, in the passage of which amendment the House of Representatives asks the concurrence of the Honorable Senate:

Senate Bill No. 86, An Act relative to expenses of members of Commission on Interstate Cooperation.

Amend section 1 of said bill by striking out said section and inserting in place thereof the following:

1. *Compensation.* Amend section 4 of chapter 145, Laws of 1935 (section 4, chapter 19, RSA) by striking out said section and inserting in place thereof the following: 4. *Compensation.* The members of said commission on interstate cooperation shall serve without compensation. The members of said commission from the general court shall be entitled to reimbursement for their reasonable expenses when on official duties as such members, provided however said reimbursement expenses are approved by the speaker of the house of representatives for not more than three members on the commission from the house and by the president of the senate for not more than three members on the commission from the senate. Said reimbursement shall be a charge upon the legislative funds.

On motion of Senator Foote, the Senate voted to concur in the adoption of the amendment to the above entitled bill.

The message further stated that the House of Representatives concurs with the Honorable Senate in the passage of the following entitled bill, with amendment, in the passage of which amendment the House of Representatives asks the concurrence of the Honorable Senate:

Senate Bill No. 2, An Act relative to reimbursement to towns and cities for land taken by the United States for flood control.

Amend said bill by striking out all after the enacting clause and by inserting in place thereof the following:

1. *Permanent Reimbursement Policy for Real Estate Acquired for Flood Control Purposes.* Amend section 4, chapter 4, Revised Laws as amended by chapter 41, Laws of 1945, chapter 260, Laws of 1949 and chapter 128, Laws of 1953 (section 4, chapter 122 RSA), by striking out said section and inserting in place thereof the following: 4. *Reimbursement to Cities and Towns Authorized.* On or before the first day of October of each year, the state treasurer shall pay to each town and city in which any taxable real estate of interest therein has been acquired hereunder by the United States and thus become tax exempt for such year, a sum equal to the taxes which would have been assessed against said real estate or interest therein in such town or city if the same had been included in the list of taxable property for such year at an assessed valuation of the same determined as provided in this section. For land acquired by the United States hereunder, reimbursement shall be made upon a valuation determined as provided herein on a permanently continuing basis, and if growing wood and timber was taxable as real estate on the date of acquisition by the United States of the land on which it stood, it shall be deemed to be land hereunder. For all artificial improvements on land acquired by the United States hereunder, including buildings, structures and other artificial real estate fixtures of whatsoever kind and nature, reimbursement shall be made upon a valuation determined initially as provided herein and thereafter annually reduced by two and one-half per cent so that at the end of forty years reimbursement therefor shall have terminated. On land and improvements thereon acquired by the United States hereunder prior to or on April 1, 1955, the tax commission shall, prior to September 15, 1955, fix anew such separate valuations thereon, for purposes of reimbursement, as will make the same currently proportional with the assessed value of all other property in the town or city which is subject to taxation; and the valuation of improvements thus determined shall thereafter be annually reduced over a forty-year period as above provided. On land and improvements thereon acquired by the United States hereunder after April 1, 1955, the initial assessed valuation of the same for purposes of reimbursement shall be the locally assessed valuation thereon for the tax year in which

acquired as adjusted by the assessors and the tax commission acting as a joint board, so as to make such valuation proportional to the value of all other property in such town or city subject to taxation; and for purposes of this section the joint board may subdivide such assessment equitably between land and improvements thereon or between real estate acquired and that not acquired, if the official assessment was not thus subdivided; and the valuations of improvements thus determined shall thereafter be annually reduced over a forty-year period as above provided. On land, the valuations initially established as above provided in a town or city shall be reviewed by the tax commission at least once in every five years and more frequently if reasonably necessary and be changed as necessary to make them proportional with the assessed value of all other taxable property in such town or city. The amount of the reimbursement due to each town and city hereunder shall be determined by the tax commission and certified by it to the state treasurer on or before the fifteenth day of September of each year. The tax commission shall reduce the amount of reimbursement thus determined by any amount paid or due that town or city for that year by or from the United States, another state, an interstate flood control agency or other source, because of such loss of taxable valuation. The governor is authorized to draw his warrant for the payment of such reimbursements out of any money in the treasury not otherwise appropriated. Provided however, that reimbursement payments for loss of taxes on account of the acquisition of railroad or public utility property shall be reduced to the extent that such railroad or public utility property is relocated and reconstructed in the same town or city as a result of such acquisition, and thereby is included to that extent in the list of taxable property in said town or city as relocated.

2. *State Funds.* Amend section 6, chapter 4, Revised Laws (section 6, chapter 122 RSA), by striking out said section and inserting in place thereof the following: 6. *Funding of Reimbursement.* The tax commission shall propose to each biennial session of the legislature an estimate of the full amount needed to make the reimbursements provided for in section 4 for the ensuing biennium. In the event that the amount appropriated in any biennium shall be insufficient, then the towns and cities entitled to benefits hereunder shall be reimbursed pro-

portionately, unless otherwise subsequently ordered by the legislature.

3. *Takes Effect.* This act shall take effect upon its passage.

On motion of Senator Matthews, the Senate voted to concur in the adoption of the amendment.

On motion of Senator Matthews, the rules of the Senate were so far suspended as to permit all business in order for this afternoon at 2:00 o'clock to be made in order at the present time.

(Senator Merrill in the Chair)

Third Reading of Bill

The following entitled bill was read a third time and passed:

House Bill No. 468, An Act relative to old-age and survivors' insurance coverage and the administration thereof.

On motion of Senator Caron, the Senate adjourned.

WEDNESDAY, AUGUST 3, 1955

The Senate met according to adjournment.

Senator Smalley in the Chair.

Leave of Absence

Senator Powell, District No. 9, was granted leave of absence for the day on account of important business.

Senator Daniel, District No. 10, was granted leave of absence for the day on account of important business.

On motion of Senator Merrill, the rules of the Senate were so far suspended as to permit the introduction of a committee report not previously advertised in the Journal.

Senator Caron, for the Joint Committee on Public Works and Finance, to whom was referred:

Senate Bill No. 133, An Act relating to the apportionment of expenses for municipalities in fighting forest fires and to class V road aid.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted.

On motion of Senator Merrill, the rules of the Senate were so far suspended as to place the above entitled bill on its third reading and final passage at the present time.

Reports of Committee of Conference

The Committee of Conference, to whom was referred House Bill No. 167, An Act relative to expenditure of state funds on class IV compact section highways, having considered the same, reported the same with the following recommendation:

That the House recede from its position of non-concurrence, that the Senate recede from its position in adopting its amendments, and that the following amendments be adopted:

Amend said bill by inserting after section 1 thereof the following new sections:

2. Amend section 4, part 1 of chapter 90 of the Revised Laws as inserted by chapter 188, Laws of 1945 and amended by chapter 30 of the Laws of 1951 by striking out said section and inserting in place thereof the following: 4. *Classification*. Highways of the state shall be divided into six classes as follows:

I. Class I highways shall consist of all existing or proposed highways on the primary state highway system, excepting all portions of such highways within the compact sections of cities or towns of three thousand inhabitants and over.

II. Class II highways shall consist of all existing or proposed highways on the secondary state highway system, excepting all portions of such highways within the compact sections of cities or towns of three thousand inhabitants and over.

III. Class III highways shall consist of all recreational roads leading to, and within, state reservations designated by the legislature.

IV. Class IV highways shall consist of all highways within the compact sections of cities or towns of three thousand inhabitants and over. The compact section of any such city or town shall be the territory within such city or town where the frontage on any highway, in the opinion of the highway commissioner, is mainly occupied by dwellings or buildings in which

people live, or business is conducted, throughout the year and not for a season only.

IV-a. The number of inhabitants for the determination of Class IV highways shall be those shown by the latest available federal census and where the classification of any highway under this section is dependent upon the number of inhabitants of a city or town such classification shall be changed in accordance with the changed population of such city or town as reported by said census; provided, that in towns where colleges or other institutions of higher learning are located and students residing within the town during the school year only have been included in the federal census figures, the commissioner of public works and highways shall deduct from the federal census figures the number of such students as shown by a signed statement by the head of the college or other institution of higher learning.

V. Class V highways shall consist of all other traveled highways which the town has the duty to maintain regularly and shall be known as town roads.

VI. Class VI highways shall consist of all other existing public ways, and shall include all highways discontinued as open highways and made subject to gates and bars, and all highways which have not been maintained and repaired by the town in suitable condition for travel thereon for five consecutive years or more.

3. *Aid for Town Highways.* Amend section 2, part 13, chapter 90 of the Revised Laws, as inserted by chapter 83, Laws of 1951 and amended by chapter 31, Laws of 1953 (section 2, chapter 241, RSA) by striking out the words "twenty-five hundred" in the nineteenth line thereof and inserting in place thereof the words, three thousand, so that said section as amended shall read as follows: 2. *Apportionment.* All funds available to cities, towns and unincorporated places, pursuant to the provisions hereof shall be allotted by the commissioner of public works and highways upon the following basis: (a) *Apportionment A.* The commissioner shall apportion, on the basis of a sum of not less than nine hundred thousand dollars, to each city, town and unincorporated place, an amount based on the proportion which the mileage of the regularly maintained Class IV and Class V highways in that

city, town or unincorporated place, as of January 1st of the previous year, bears to the total mileage of the regularly maintained Class IV and Class V highways in the state as of that date. Any city or town issuing bonds or long term notes to accelerate the improvement of its Class IV and Class V highways may apply any part of the funds herein apportioned, for a period not to exceed five years or with the approval of the commissioners for a period not to exceed ten years, to aid in the retirement of such bonds or notes: (b) *Apportionment B.* The commissioner shall apportion to each city and town of three thousand inhabitants and over, one thousand dollars per mile for the mileage of Class IV highways which are urban extensions of Class I and Class II highways. If the projects submitted are eligible for federal assistance, this apportionment must be used to match any federal funds which may be available to the applicant city or town. Any city or town issuing bonds to accelerate the improvement of arterial routes within its compact area may apply any part of the funds herein apportioned, for a period not to exceed ten years, to aid in the retirement of such bonds: (c) *Apportionment C.* The commissioner shall apportion to eligible cities or towns the amount of federal funds which are available for their use.

4. *Highways; Regulation.* Amend section 1 of part 19 of chapter 90 of the Revised Laws as inserted by chapter 188 of the Laws of 1945 (section 5, chapter 249, RSA) by striking out the words "twenty-five hundred" in the third line thereof and inserting in place thereof the words, three thousand, so that said section as amended shall read as follows: 1. *Regulation.* The commissioner may regulate the use of Class I, Class II and Class III highways in towns of less than three thousand population and in other towns outside the compact portion thereof as determined by him. He may establish stop intersections, erect stop signs, or other traffic devices or signals thereon or upon any highway entering therein.

Further amend said bill by renumbering section 2 to read section 5.

E. C. FERGUSON,
NORMAN A. PACKARD,

Conferees on the Part of the Senate.

J. B. PERLEY,
JOHN B. MULAIRE,
J. P. ROGERS,

Conferees on the Part of the House.

On motion of Senator Ferguson, the reading of the amendment was dispensed with.

On motion of Senator Packard, the Senate voted to adopt the Committee of Conference report on the above entitled bill.

The Committee of Conference, to whom was referred House Bill No. 450, An Act relative to non-resident fishing licenses, having considered the same, reported the same with the following recommendation:

That the House recede from its position of non-concurrence, that the Senate recede from its position in adopting its amendments and that the following amendments be adopted:

Amend the title of said bill by striking out the same and inserting in place thereof the following:

An Act relative to non-resident and hunting licenses and relative to damage by bear and the taking of lobsters.

Amend said bill by striking out section 2 and inserting in place thereof the following new sections:

2. *Non-residents.* Amend paragraph III of section 6, chapter 247 of the Revised Laws as amended by section 2, chapter 217, Laws of 1947, and section 3, chapter 181, Laws of 1951 (paragraph VI, section 9, chapter 214, RSA) by striking out the word "twenty" in the second line and inserting in place thereof the word, twenty-five, so that said paragraph as amended shall read as follows: III. If the applicant is a non-resident and wishes to hunt, twenty-five dollars, and said agent shall thereupon issue a non-resident hunting license which shall entitle the licensee to hunt, shoot, kill or take, except by the use of traps, and to transport game birds and game animals, under the restrictions of this title.

3. *Non-resident Minors.* Amend paragraph III-a of section 6, chapter 247, Revised Laws as inserted by section 3, chapter 163, Laws of 1947, and as amended by section 4, chapter 181, Laws of 1951 (paragraph VII, section 9, chapter 214, RSA) by striking out the word "twenty" and inserting in place

thereof the word, twenty-five, so that said paragraph as amended shall read as follows: III-a. If the applicant is a non-resident under sixteen years of age and wishes to hunt, twenty-five dollars, and said agent shall thereupon issue a non-resident minor's hunting license which shall entitle the licensee to hunt, shoot, or take game animals when accompanied by another licensee twenty-one years of age or over, and to transport game animals under the restrictions of this title.

4. *Damage by Bear.* Amend section 1 of chapter 180 of the Revised Laws (section 1, chapter 470, RSA) by striking out said section and inserting in place thereof the following: 1. *Damage.* A person who suffers loss or damage to livestock, bees, orchards or growing crops, by bear, shall, if he claims damages therefor, notify the director of fish and game in writing of such damage. The director or his agent shall investigate such claim within thirty days from the receipt by him of notice of such damage, determine whether such damage was caused by bear and appraise the amount to be paid. The appraisal shall be made within sixty days from the receipt of the notice of damage; and the director shall present his certificate of the amount of appraisal to the governor, who is authorized to draw his warrant upon any money in the treasury not otherwise appropriated in payment therefor.

5. *Lobsters.* Amend chapter 245 of the Revised Laws (chapter 211, RSA) by inserting after section 44 the following new section: 44-a. *Prohibition.* No person shall at any time take from any waters under the jurisdiction of this state any lobsters by diving, spearing or dipping.

6. *Application.* Nothing herein shall be construed as affecting the provisions of chapter 105, Laws of 1955.

7. *Effective Dates.* That part of paragraph IV of section 6 of chapter 247, Revised Laws, as amended by section 1 of this act, providing for an increase in the fee for the fifteen day non-resident fishing license, and the provisions of sections 4, 5, and 6 shall take effect upon the passage of this act; the remaining provisions of this act shall take effect as of January 1, 1956.

FRED H. WASHBURN,
D. A. O'BRIEN,

Conferees on the Part of the Senate.

HARRY H. CONVERSE,
BOWDOIN PLUMER,
ARNOLD T. CLEMENT,

Conferees on the Part of the House.

On motion of Senator Washburn, the Senate voted to adopt the report of the Committee of Conference on the above entitled bill.

The Committee of Conference, to whom was referred House Bill No. 500, entitled "An Act providing for the acquisition of certain dams and water rights by the water resources board", having considered the same, reported the same with the recommendation that the House recede from its position of non-concurrence in the adoption of the Senate amendment to the bill and that the Senate recede from its position in the adoption of its amendments to the bill and that the House and Senate adopt the following amendments to the bill:

Amend section 1 of said bill by striking out the same and inserting in place thereof the following:

1. *Acquisition Authorized.* The water resources board is hereby authorized to accept from the owners thereof the following described property for the purpose of improving and controlling certain water rights for the benefit of the state: (1) dams and water rights controlling Pawtuckaway pond and Mendum pond in the towns of Nottingham and Barrington together with approximately seven hundred acres of land bordering said waters in said towns. Said board after said acquisition shall make repairs and modifications to said dams and shall place them in condition to best serve the interests of the state. The water resources board is further authorized (2) to acquire from the owners thereof on such terms and conditions as it may deem suitable the dams and water rights on and in the Suncook river extending from the town of Barnstead through Gilmanton to the town of Alton, for the purpose of making repairs and modifications to said dams and placing them in condition to best serve the interests of the state. The costs of the projects hereunder shall be a charge upon the appropriations made for said purposes in the act making appropriations for capital improvements passed at

the 1955 session. Said appropriations for said purposes shall be continuing appropriations and shall not lapse.

JOHN PILLSBURY,
FRANK H. SHERIDAN,
NATHANIEL F. DAVIS,

Conferees on the Part of the House.

E. C. FERGUSON,
ROBERT ENGLISH,

Conferees on the Part of the Senate.

On motion of Senator Ferguson, the Senate voted to adopt the Committee of Conference report on the above entitled bill.

The Committee of Conference, to whom was referred Senate Bill No. 113, An Act relative to the rate of tax on interest and dividends, having considered the same, reported the same with the following recommendation:

That the Senate recede from its position of non-concurrence, that the House recede from its position in adopting the amendment, and that the following amendment be adopted:

Amend section 1 by striking out the same and inserting in place thereof the following:

1. *Income Tax.* Amend section 1 of chapter 78 of the Revised Laws (section 1, chapter 77, RSA) by striking out said section and inserting in place thereof the following: 1. *Rate.* The annual tax upon income shall be levied at the rate of four and one-quarter percent ($4\frac{1}{4}\%$).

ARCHIBALD H. MATTHEWS,
N. A. McMEEKIN,

Conferees on the Part of the Senate.

J. H. GEISEL,
JAMES C. RATHBONE,
LAWRENCE M. PICKETT,

Conferees on the Part of the House.

On motion of Senator Matthews, the Senate voted to adopt the report of the Committee of Conference on the above entitled bill.

On motion of Senator Adams, the rules of the Senate were so far suspended as to permit the introduction of a committee report not previously advertised in the Journal.

Senator English, for the Committee on Resources, Recreation and Development, to whom was referred:

House Bill No. 257, An Act relative to the change of designation of the deputy director of recreation and to the salary of said office.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted, and the bill was referred to the Committee on Finance under the rules.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bills and joint resolution, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 113, An Act to provide for a study and establishment of recreational areas in the Lake Winnepesaukee region.

House Bill No. 125, An Act relative to mental hygiene clinics.

House Bill No. 136, An Act relative to school building aid.

House Bill No. 345, An Act relating to absentee voting at biennial elections in Berlin.

House Joint Resolution No. 63, Joint Resolution relative to mileage allowance for Alonzo P. Weeks and others.

The message further stated that the House of Representatives concurs with the Honorable Senate in the passage of the following entitled bill, with amendment, in the passage of which amendment the House of Representatives asks the concurrence of the Honorable Senate:

Senate Bill No. 126, An Act relative to mileage allowances for legislative officers and employees, and establishing a new apportionment for the assessment of public taxes.

Amend the title of the bill by adding at the end thereof the words, and establishing a new apportionment for the assessment of public taxes, so that said title as amended shall read as follows:

An Act relative to mileage allowances for legislative

officers and employees and establishing a new apportionment for the assessment of public taxes.

Amend the bill by inserting after section 1 the following new sections:

2. *Apportionment.* That of every thousand dollars of public taxes hereafter to be raised, the proportion which each town and place shall pay, and for which the treasurer of the state is hereby authorized to issue his warrant, shall be as follows, to wit:

Rockingham County, \$151.94

Atkinson, one dollar and three cents	\$1.03
Auburn, one dollar and forty-eight cents	1.48
Brentwood, one dollar and two cents	1.02
Candia, one dollar and thirty-eight cents	1.38
Chester, one dollar and thirty-three cents	1.33
Danville, eighty cents	0.80
Deerfield, one dollar and thirty-eight cents	1.38
Derry, eight dollars and ninety-five cents	8.95
East Kingston, seventy cents	0.70
Epping, one dollar and ninety-two cents	1.92
Exeter, twelve dollars and forty cents	12.40
Fremont, eighty-eight cents	0.88
Greenland, one dollar and forty-eight cents	1.48
Hampstead, one dollar and ninety-one cents	1.91
Hampton, fourteen dollars and seventy-one cents	14.71
Hampton Falls, one dollar and fifty-eight cents	1.58
Kensington, seventy-nine cents	0.79
Kingston, two dollars and forty-two cents	2.42
Londonderry, two dollars and seventy-two cents	2.72
New Castle, one dollar and ninety-two cents	1.92
Newfields, sixty-three cents	0.63
Newington, two dollars and thirty-three cents	2.33
Newmarket, four dollars and six cents	4.06
Newton, one dollar and thirty-nine cents	1.39
North Hampton, four dollars and ten cents	4.10
Northwood, two dollars and six cents	2.06
Nottingham, one dollar and five cents	1.05
Plaistow, three dollars and forty cents	3.40
Portsmouth, forty-five dollars and thirty-six cents ..	45.36
Raymond, one dollar and ninety-four cents	1.94

Rye, seven dollars and twelve cents	7.12
Salem, eight dollars and seventy-eight cents	8.78
Sandown, eighty-four cents	0.84
Seabrook, three dollars and forty-four cents	3.44
South Hampton, fifty-three cents	0.53
Stratham, one dollar and forty-four cents	1.44
Windham, two dollars and sixty-seven cents	2.67

Strafford County, \$83.79

Barrington, one dollar and forty-four cents	\$1.44
Dover, twenty-eight dollars and fifty-five cents	28.55
Durham, four dollars and fifty-eight cents	4.58
Farmington, three dollars and forty-seven cents	3.47
Lee, seventy-nine cents	0.79
Madbury, seventy-nine cents	0.79
Middleton, nineteen cents	0.19
Milton, two dollars and thirty-six cents	2.36
New Durham, one dollar and twenty-three cents	1.23
Rochester, twenty-three dollars and forty-two cents ..	23.42
Rollinsford, two dollars and eighty-nine cents	2.89
Somersworth, twelve dollars and sixty-three cents ..	12.63
Strafford, one dollar and forty-five cents	1.45

Belknap County, \$60.72

Alton, four dollars and six cents	\$4.06
Barnstead, one dollar and thirty-five cents	1.35
Belmont, two dollars and two cents	2.02
Center Harbor, one dollar and twenty-eight cents	1.28
Gilford, five dollars and nineteen cents	5.19
Gilmanton, one dollar and sixty-four cents	1.64
Laconia, thirty-one dollars and thirty-eight cents	31.38
Meredith, six dollars and thirty-two cents	6.32
New Hampton, two dollars and two cents	2.02
Sanbornton, one dollar and fifty-seven cents	1.57
Tilton, three dollars and eighty-nine cents	3.89

Carroll County, \$39.99

Albany, forty-five cents	\$0.45
Bartlett, one dollar and seventy-six cents	1.76
Brookfield, fifty-six cents	0.56
Chatham, twenty-cents cents	0.26

Conway, eight dollars and twenty-two cents	8.22
Eaton, thirty cents	0.30
Effingham, seventy-three cents	0.73
Freedom, one dollar and eleven cents	1.11
Hart's Location, two cents	0.02
Jackson, one dollar and fourteen cents	1.14
Madison, one dollar and twenty-five cents	1.25
Moultonborough, four dollars and thirty-eight cents ..	4.38
Ossipee, three dollars and three cents	3.03
Sandwich, two dollars and two cents	2.02
Tamworth, one dollar and ninety-one cents	1.91
Tuftonboro, three dollars and twenty-three cents	3.23
Wakefield, two dollars and fifty-six cents	2.56
Wolfeboro, seven dollars and six cents	7.06

Merrimack County, \$101.17

Allenstown, two dollars and thirteen cents	\$2.13
Andover, two dollars and twenty-three cents	2.23
Boscawen, two dollars and one cent	2.01
Bow, two dollars and ninety-one cents	2.91
Bradford, one dollar and thirty cents	1.30
Canterbury, seventy-seven cents	0.77
Chichester, one dollar and one cent	1.01
Concord, forty-three dollars and seventy-five cents ..	43.75
Danbury, forty-eight cents	0.48
Dunbarton, ninety cents	0.90
Epsom, one dollar and twenty-two cents	1.22
Franklin, ten dollars and fifty five cents	10.55
Henniker, two dollars and thirty-one cents	2.31
Hill, seventy-seven cents	0.77
Hooksett, three dollars and ninety-five cents	3.95
Hopkinton, three dollars and ninety-seven cents	3.97
Loudon, one dollar and twenty-two cents	1.22
Newbury, two dollars and two cents	2.02
New London, four dollars and sixteen cents	4.16
Northfield, one dollar and sixty-nine cents	1.69
Pembroke, three dollars and seventy-three cents	3.73
Pittsfield, three dollars and two cents	3.02
Salisbury, sixty-three cents	0.63
Sutton, one dollar and eighteen cents	1.18
Warner, one dollar and eighty-seven cents	1.87

Webster, seventy-eight cents	0.78
Wilmot, sixty-one cents	0.61

Hillsborough County, \$270.32

Amherst, three dollars and forty-five cents	\$3.45
Antrim, one dollar and ninety-five cents	1.95
Bedford, five dollars and two cents	5.02
Bennington, one dollar and thirty-four cents	1.34
Brookline, one dollar and four cents	1.04
Deering, seventy cents	0.70
Francestown, one dollar and twenty-three cents	1.23
Goffstown, seven dollars and seventy-one cents	7.71
Greenfield, one dollar and seventeen cents	1.17
Greenville, one dollar and fifty-five cents	1.55
Hancock, one dollar and eighty-three cents	1.83
Hillsborough, three dollars and fifty-two cents	3.52
Hollis, two dollars and twenty-four cents	2.24
Hudson, five dollars and thirty-four cents	5.34
Litchfield, seventy-one cents	0.71
Lyndeborough, seventy-eight cents	0.78
Manchester, one hundred thirty-eight dollars and ninety-five cents	138.95
Mason, fifty-two cents	0.52
Merrimack, three dollars and twenty-one cents	3.21
Milford, seven dollars and forty-three cents	7.43
Mont Vernon, eighty-one cents	0.81
Nashua, fifty-eight dollars and fifty-one cents	58.51
New Boston, one dollar and forty-seven cents	1.47
New Ipswich, one dollar and ninety-six cents	1.96
Pelham, two dollars and twenty-five cents	2.25
Peterborough, eight dollars and fifty-one cents	8.51
Sharon, thirty cents	0.30
Temple, seventy-five cents	0.75
Weare, one dollar and eighty-five cents	1.85
Wilton, four dollars and eleven cents	4.11
Windsor, eleven cents	0.11

Cheshire County, \$81.29

Alstead, one dollar and twenty-nine cents	\$1.29
Chesterfield, two dollars and ninety-four cents	2.94
Dublin, two dollars and twenty-six cents	2.26

Fitzwilliam, one dollar and ninety-nine cents	1.99
Gilsum, forty-one cents	0.41
Harrisville, one dollar and seventy-one cents	1.71
Hinsdale, four dollars and thirty-three cents	4.33
Jaffrey, six dollars and five cents	6.05
Keene, thirty-five dollars and fifty-three cents	35.53
Marlborough, two dollars and nine cents	2.09
Marlow, forty-five cents	0.45
Nelson, seventy-six cents	0.76
Richmond, forty cents	0.40
Rindge, two dollars and forty-two cents	2.42
Roxbury, nineteen cents	0.19
Stoddard, sixty-four cents	0.64
Sullivan, thirty-five cents	0.35
Surry, fifty-one cents	0.51
Swanzy, four dollars and twenty cents	4.20
Troy, two dollars and thirty cents	2.30
Walpole, five dollars and ninety-five cents	5.95
Westmoreland, ninety-five cents	0.95
Winchester, three dollars and fifty-seven cents	3.57

Sullivan County, \$43.98

Acworth, fifty-nine cents	\$0.59
Charlestown, three dollars and seven cents	3.07
Claremont, twenty-three dollars and forty-six cents .	23.46
Cornish, one dollar and thirty-seven cents	1.37
Croyden, forty-two cents	0.42
Goshen, forty cents	0.40
Grantham, twenty-nine cents	0.29
Langdon, forty-two cents	0.42
Lempster, thirty-four cents	0.34
Newport, six dollars and seventy-seven cents	6.77
Plainfield, one dollar and thirty-seven cents	1.37
Springfield, sixty-five cents	0.65
Sunapee, three dollars and eighty cents	3.80
Unity, forty-nine cents	0.49
Washington, fifty-four cents	0.54

Grafton County, \$91.58

Alexandria, sixty-two cents	\$0.62
Ashland, two dollars and seventy-one cents	2.71

Bath, eighty-nine cents	0.89
Benton, nine cents	0.09
Bethlehem, three dollars and fifty-two cents	3.52
Bridgewater, one dollar and twenty-one cents	1.21
Bristol, three dollars and thirty-eight cents	3.38
Campton, two dollars and thirty cents	2.30
Canaan, one dollar and sixty-five cents	1.65
Dorchester, sixteen cents	0.16
Easton, twenty-three cents	0.23
Ellsworth, six cents	0.06
Enfield, two dollars and fifty-seven cents	2.57
Franconia, one dollar and forty-one cents	1.41
Grafton, fifty-eight cents	0.58
Groton, thirty-eight cents	0.38
Hanover, eleven dollars and seventy-eight cents	11.78
Haverhill, four dollars and twenty-six cents	4.26
Hebron, sixty-seven cents	0.67
Holderness, two dollars and seventy-four cents	2.74
Landaff, twenty-eight cents	0.28
Lebanon, fourteen dollars and thirty-five cents	14.35
Lincoln, two dollars and sixty-one cents	2.61
Lisbon, three dollars and nine cents	3.09
Littleton, eight dollars and seventy-three cents	8.73
Lyman, thirty-one cents	0.31
Monroe, seven dollars and eighty-two cents	7.82
Orange, seventeen cents	0.17
Orford, one dollar and eighteen cents	1.18
Piermont, one dollar and fourteen cents	1.14
Plymouth, four dollars and forty-eight cents	4.48
Rumney, one dollar and thirty-three cents	1.33
Thornton, eighty-nine cents	0.89
Warren, sixty-one cents	0.61
Waterville, nine cents	0.09
Wentworth, forty-two cents	0.42
Woodstock, one dollar and sixty-nine cents	1.69

Coos County, \$74.67

Berlin, thirty-seven dollars and twenty-three cents ..	\$37.23
Carroll, one dollar and fifty-one cents	1.51
Clarksville, twenty-six cents	0.26
Colebrook, two dollars and fifty-two cents	2.52

Columbia, forty-five cents	0.45
Dalton, sixty-one cents	0.61
Dummer, fifty-three cents	0.53
Errol, forty-seven cents	0.47
Gorham, ten dollars and five cents	10.05
Jefferson, one dollar and twelve cents	1.12
Lancaster, four dollars and eighty-eight cents	4.88
Milan, one dollar and four cents	1.04
Northumberland, five dollars and thirty cents	5.30
Pittsburg, one dollar and eighty-seven cents	1.87
Randolph, ninety-nine cents	0.99
Shelburne, ninety-three cents	0.93
Stark, forty cents	0.40
Stewartstown, eighty-three cents	0.83
Stratford, seventy-seven cents	0.77
Wentworth Location, nineteen cents	0.19
Whitefield, two dollars and seventy-two cents	2.72

Unincorporated Places, \$0.55

Cambridge, four cents	\$0.04
Crawford's Purchase, one cent	0.01
Dixville, sixteen cents	0.16
Dix's Grant, one cent	0.01
Erving's Grant, one cent	0.01
Gilmanton & Atkinson Academy Grant, one cent....	0.01
Green's Grant, three cents	0.03
Hale's Location, one cent	0.01
Millsfield, four cents	0.04
Odell, five cents	0.05
Sargent's Purchase, seven cents	0.07
Second College Grant, three cents	0.03
Success, four cents	0.04
Thompson and Meserve Purchase, four cents	0.04

3. *Limitation.* The same shall be the proportion of assessment of public taxes until a new apportionment shall be made and established, and the treasurer for the time being shall issue his warrant accordingly.

Amend section 2 of the bill by renumbering said section to read section 4, and by striking out said section and inserting in place thereof the following.

4. *Takes Effect.* The provisions of section 1 shall take effect as of January 5, 1955, and the remaining sections shall take effect upon the passage of this act.

On motion of Senator Adams, the reading of the amendment was dispensed with.

On motion of the same Senator, the Senate refused to concur in the adoption of the amendment to the above entitled bill, and requested that a Committee of Conference be appointed.

The Chair appointed as members of such committee on the part of the Senate, Senator McMeekin, District No. 3, and Senator English, District No. 11.

The message further stated that the House of Representatives refuses to concur with the Honorable Senate in its amendment to the following entitled bill, sent down from the Honorable Senate:

House Bill No. 533, An Act to establish a new apportionment for the assessment of public taxes and relative to truck registration rates.

The message further stated that the House of Representatives has voted to concur with the Honorable Senate in the passage of the following entitled bills, sent down from the Honorable Senate.

Senate Bill No. 115, An Act amending chapter 17, section 18 of the Revised Laws of 1942 relating to certificates required in committing a patient to the state hospital.

Senate Bill No. 122, An Act to lay out and construct a service road connecting with the Eastern New Hampshire Turnpike.

Senate Bill No. 43, An Act relative to flag-bearing battalions of the New Hampshire National Guard.

The message further stated that the House of Representatives has voted to adopt the amendment offered by the Committee on Engrossed Bills, to the following entitled Senate bill, in adoption of which amendment the House of Representatives asks the concurrence of the Honorable Senate:

Senate Bill No. 31, An Act relative to carrying weapons.

Amend section 1 of said bill by inserting after the words "Revised Laws" the following: (section 27, chapter 585, RSA)

On motion of Senator McMeekin, the Senate voted to concur in the adoption of the amendment offered by the House of Representatives.

The message further stated that the House of Representatives has voted to adopt the amendments offered by the Committee on Engrossed Bills, to the following House bills, in the adoption of which amendments the House of Representatives asks the concurrence of the Honorable Senate:

House Bill No. 328, An Act to change the name of the Board of Nurse Examiners and to increase fees for nurse registration.

Insert in the following sections the following references:

Section 1 — insert (section 1, chapter 326 RSA)

2 — insert (section 4, chapter 326 RSA)

3 — insert (section 6, chapter 326 RSA)

4 — insert (section 7, chapter 326 RSA)

5 — insert (section 8, chapter 326 RSA)

6 — insert (section 10, chapter 326 RSA)

7 — insert (section 11, chapter 326 RSA)

8 — insert (section 12, chapter 326 RSA)

9 — insert (section 13, chapter 326 RSA)

10 — insert (section 15, chapter 326 RSA)

On motion of Senator McMeekin, the Senate voted to concur in the adoption of the amendment offered by the Committee on Engrossed Bills.

House Bill No. 464, An Act relative to the number of lives covered by group life insurance.

Amend section 1 of said bill by striking out the same and inserting in place thereof the following:

1. *Group Life Insurance.* Amend subparagraph (c) of paragraph (1) of section 14-a of chapter 327 of the Revised Laws, as inserted by chapter 175 of the Laws of 1947 (section 15, chapter 408, RSA) as amended by section 1, chapter 79, Laws of 1955, by striking out the word "twenty-five" and inserting in place thereof the word, ten, so that said subparagraph as amended shall read as follows: (c) The policy must cover at least ten employees at date of issue.

On motion of Senator McMeekin, the Senate voted to concur in the adoption of the amendment offered by the Committee on Engrossed Bills.

The message further stated that the House of Representatives has refused to concur with the Honorable Senate in its amendments to the following entitled bill, and asks for a Committee of Conference:

House Bill No. 474, An Act relative to layout of class I and II highways and assessment of damages.

The Speaker has appointed as members of such committee on the part of the House, the Messrs. Rogers of Laconia, Faulkner of Keene, and Soucy of Manchester.

On motion of Senator Packard, the Senate voted to accede to the request of the House of Representatives for a Committee of Conference on the above entitled bill.

The Chair appointed as members of such committee on the part of the Senate, Senator Packard, District No. 16, and Senator Cleveland, District No. 7.

The message further stated that the House of Representatives has refused to concur with the Honorable Senate in its amendments to the following entitled bill, and asks for a Committee of Conference:

House Bill No. 420, An Act relative to trust deposits in banks.

The Speaker has appointed as members of such committee on the part of the House, the Messrs. Faulkner of Keene, Pappagianis of Nashua, and Mrs. Holmes of Amherst.

On motion of Senator Matthews, the Senate voted to accede to the request of the House of Representatives for a Committee of Conference on the above entitled bill.

The Chair appointed as members of such committee on the part of the Senate, Senator Matthews, District No. 5, and Senator Keller, District No. 6.

The message further stated that the House of Representatives has refused to concur with the Honorable Senate in the passage of the following entitled bill, and asks for a Committee of Conference:

House Bill No. 440, An Act relative to the Laconia State School.

The Speaker has appointed as members of such committee on the part of the House, the Messrs. Black of Bennington, Lang of Manchester, and Pickett of Keene.

On motion of Senator Ferguson, the Senate voted to accede to the request of the House of Representatives for a Committee of Conference on the above entitled bill.

The Chair appointed as members of such committee on the part of the Senate, Senator Ferguson, District No. 14, and Senator Packard, District No. 16.

Read and Referred

The following entitled bills and joint resolution, sent up from the House of Representatives, were read a first and second time, and referred:

To the Joint Committee on Resources, Recreation and Development and Finance:

House Bill No. 113, An Act to provide for a study and establishment of recreational areas in the Lake Winnepesaukee region.

To the Committee on Public Welfare and State Institutions:

House Bill No. 125, An Act relative to mental hygiene clinics.

To the Joint Committee on Finance, Education and Ways and Means:

House Bill No. 136, An Act relative to school building aid.

To the Committee on Judiciary:

House Bill No. 345, An Act relating to absentee voting at biennial elections in Berlin.

To the Committee on Finance:

House Joint Resolution No. 63, Joint Resolution relative to mileage allowance for Alonzo P. Weeks and others.

On motion of Senator Ferguson, the order whereby House Bill No. 125, An Act relative to mental hygiene clinics, was referred to the Committee on Public Welfare and State Institutions was vacated, and the above entitled bill was referred directly to the Committee on Finance.

Engrossed Bills

The Committee on Engrossed Bills reported that they have examined and found correctly engrossed the following entitled House and Senate bills; House joint resolutions; Senate joint resolution:

House Bill No. 25, An Act relative to forest conservation and taxation.

House Bill No. 349, An Act relative to hourly wage for employees.

House Bill No. 379, An Act relative to service exemption for veterans.

House Bill No. 538, An Act relating to the Union School District of Keene.

House Bill No. 543, An Act relative to compensation of legislative employees.

Senate Bill No. 124, An Act relative to safety regulations for commercial establishments and to workmen's compensation agreements.

Senate Bill No. 127, An Act relative to the layout of limited access highways, and to the Rye Water District.

Senate Bill No. 130, An Act relative to transfer of diagnostic laboratories to the state hospital.

Senate Bill No. 135, An Act legalizing the annual school district meeting of the Litchfield school district.

Senate Joint Resolution No. 6, Joint Resolution relative to supplemental appropriation for the education of the deaf.

House Joint Resolution No. 10, Joint Resolution in favor of the New Hampshire Veterans' Association.

House Joint Resolution No. 27, Joint Resolution to continue and extend the study of groundwater resources within the state.

House Joint Resolution No. 43, Joint Resolution relative to interim committee to study senatorial districts.

IRENE W. LANDERS,
For the Committee.

The President declared a recess until 1:00 P. M.

(Recess)

The Senate re-assembled.

On motion of Senator Ferguson, the rules of the Senate were so far suspended as to permit all business in order for this afternoon at 2:00 o'clock to be made in order at the present time.

On motion of Senator O'Brien, the Senate adjourned.

THURSDAY, AUGUST 4, 1955

The Senate met according to adjournment.

Senator McMeekin in the Chair.

Committee Report

Senator Merrill, for the Committee on Finance, to whom was referred:

House Bill No. 517, An Act making appropriations for capital improvements and long term repairs for the state of New Hampshire.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass.

Amend the first paragraph of section 1 of said bill by striking out the words, "The sum of one million one hundred fifty-three thousand, six hundred dollars," and inserting in place thereof the words, The sum of one million three hundred thirty-thousand of the words, The sum of one million, three hundred thirty-five thousand, seven hundred ninety dollars, so that the first paragraph of section 1 shall read as follows:

The sum of one million, three hundred thirty-five thousand seven hundred ninety dollars is hereby appropriated for the purpose of capital improvements and long term repairs, which purpose includes such related improvements, facilities, equipment and furnishings as are necessary to complete the same. The estimated costs for the projects are as follows:

Amend paragraph III of section 1 of said bill by striking out the same and inserting in place thereof the following:

III. Industrial school:

Roads	\$4,000.00
Riverview cottage rewiring	1,500.00
Irrigation and drainage	7,640.00
Steam line extension	16,500.00
Boys cottage:	
Construction	\$84,000.00
Furnishings	20,000.00
	<hr/> 104,000.00

Total	<hr/> \$133,640.00
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Less land fund	36,500.00
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Net appropriation	\$97,140.00
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Amend paragraph V of section 1 of said bill by striking out the same and inserting in place thereof the following:

V. Laconia state school:

*Rehabilitation of Floyd, Keyes, Quimby, McLane and Baker buildings	\$135,000.00
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Sprinklers for Felker, McLane, Baker, Keyes and Blood buildings	53,000.00
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Complete and furnish new cottages:

Furnishings	\$20,000.00
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Fire protection	3,500.00
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Roadways	7,500.00
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	31,000.00
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Repairs — Little Hall, Administration building and fire boxes	3,600.00
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Plot plan	1,500.00
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Remodeling of space for defective delinquents	60,000.00
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Total	\$284,100.00
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Amend that portion of House Bill No. 517 pertaining to the Laconia State School and providing \$60,000 for remodeling of space for defective delinquents by striking out the same and inserting in place thereof the following:

Erecting a one story building for defective delinquents \$90,000, furnishing above new building \$10,000, and changing the total appropriation for the Laconia State School from \$284,100 to \$324,100.

* The amount of \$135,000.00 is to provide complete rehabilitation as specified. Of this amount at least \$75,000.00 shall be spent on improvements to toilets in these buildings.

Amend paragraph X of section 1 of said bill by striking out the same and inserting in place thereof the following:

X. Water Resources Board:

Long term repairs for Pawtuck- away and Mendum Ponds	\$18,000.00
Suncook River dams in the towns of Barnstead, Gil- manton and Alton	31,000.00
	<hr/>
Total	\$49,000.00

Amend paragraph XI of section 1 of said bill by striking out the same and inserting in place thereof the following:

XI. State House and grounds:

1. New office space for appro-
priations committee \$2,500.00
2. House of Representatives —
Inside exit stairs, gallery
to House floor, House to
Hall of Flags 18,000.00
3. State Senate, Fire exit,
Senate gallery to
Senate floor 3,500.00
4. Stairway (2) Smoke towers,
fire doors, elevator
enclosures 20,000.00
5. Ventilation for elevator
motor rooms (2) 1,000.00
6. Representatives' Hall:
 - (a) New floor frame,
new floor —
linoleum
finish \$24,750.00
 - (b) Sprinklers
under
new floor 4,500.00

29,250.00
7. Sprinklers — waste paper
room, State House Basement 500.00
8. Strengthen corridor floors —
1st floor, State House 3,500.00
9. Structural repairs — State
House Dome 1,800.00

10.	New elevator motors and controls, State House	40,000.00
11.	Pointing and steam cleaning masonry — State House	32,000.00
Total		<hr/> \$152,050.00

Amend the total of section 1 of the bill by striking out the figures "\$1,153,600" and inserting in place thereof the figures, \$1,335,790.00.

Amend section 6 of said bill by striking out the words, "one hundred fifty-three thousand, six hundred" and inserting in place thereof the words, three hundred thirty-five thousand, seven hundred and ninety, so that said section as amended shall read as follows:

6. *Borrowing Power.* To provide funds for the appropriations made in section 1 hereof, the state treasurer is hereby authorized, under the direction of the governor and council, to borrow upon the credit of the state not exceeding the sum of one million, three hundred thirty-five thousand, seven hundred ninety dollars; to provide funds for the appropriations made by section 2 hereof not exceeding the sum of three hundred seventy-one thousand four hundred fifty dollars; and to provide funds for the appropriations made by section 3 hereof the sum of not exceeding two hundred fifty-five thousand dollars and for said purposes may issue bonds and notes in the name and on behalf of the state of New Hampshire. The governor and council shall determine the form of such bonds or notes, their rate of interest, the dates when interest shall be paid, the dates of maturities, the places where principal and interest shall be paid and the time or times of issue. Such bonds or notes shall be signed by the treasurer and countersigned by the governor and shall be deemed a pledge of the faith and credit of the state.

Amend subsection (1) of section 13 of said bill by striking out the same and inserting in place thereof the following: (1) Not exceeding the sum of one million three hundred thirty-five thousand, seven hundred ninety dollars; for borrowing to provide funds for the purposes of section 1;

On motion of Senator Merrill, the reading of the amendments was dispensed with.

The report was accepted.

On motion of Senator Adams, the following amendment to the amendment was adopted:

Amend that portion of House Bill No. 517 pertaining to the Laconia State School and providing \$60,000 for remodeling of space for defective delinquents by striking out the same and inserting in place thereof the following:

Erecting a one story building for defective delinquents \$90,000, furnishing above new building \$10,000, and changing the total appropriation for the Laconia State School from \$284,100 to \$324,100.

The amendment offered by the Committee on Finance, as amended by Senator Adams, was adopted, and the bill as amended was ordered to a third reading this afternoon at 2:00 o'clock.

On motion of Senator Merrill, the rules of the Senate were so far suspended as to place the above entitled bill on its third reading and final passage at the present time.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bills, concurrent resolution and joint resolution, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 484, An Act relative to elections for the city of Keene.

House Bill No. 365, An Act relative to tax valuation of property acquired by the water resources board.

House Joint Resolution No. 59, Joint Resolution in favor of Fernand J. Gaudreau.

The message further stated that the House of Representatives has voted to adopt the following concurrent resolution, in the adoption of which it asks the concurrence of the Honorable Senate:

Resolved, by the House of Representatives, the Senate concurring,

That the present session of the Legislature be brought to final adjournment on Friday, August 5th, at 6:00 o'clock in the afternoon, Eastern Standard Daylight time, and be it further

Resolved, That on that date all reports, bills and joint resolutions, with the exception of those such as have been referred to the Legislative Council, Judicial Council and the next legislature, be indefinitely postponed.

On motion of Senator Merrill, the Senate voted to concur in the adoption of the above concurrent resolution.

The message further stated that the House of Representatives concurs with the Honorable Senate in the passage of the following joint resolution, with amendment, in the passage of which amendment the House of Representatives asks the concurrence of the Honorable Senate:

Senate Joint Resolution No. 8, Joint Resolution in favor of Harry L. Hurlbert.

Amend the joint resolution by striking out all after the resolving clause and inserting in place thereof the following:

That the sum of six hundred twenty-six dollars and eighteen cents for the fiscal year ending June 30, 1956 and a like sum for the fiscal year ending June 30, 1957 be and hereby are appropriated to provide funds for Harry L. Hurlbert in recognition of his having become disabled due to an accident occurring in 1947, while on active duty for the fish and game department, the resulting disability having become acute during the year 1955. The sums hereby appropriated shall be expended by the fish and game department to said former employee in such installments as it may determine and said sums shall be charges upon the fish and game fund.

On motion of Senator Merrill, the Senate voted to concur in the adoption of the amendment to the above captioned joint resolution.

The message further stated that the House of Representatives concurs with the Honorable Senate in the passage of the following entitled bill, with amendment, in the passage of which amendment the House of Representatives asks the concurrence of the Honorable Senate:

Senate Bill No. 114, An Act to amend the municipal finance act relative to borrowing for school purposes.

Amend paragraph (a) of section 4-b of chapter 72 of the Revised Laws as inserted by section 1 of the bill by striking out said paragraph and inserting in place thereof the following: (a) The debt limitation hereinbefore prescribed, except for counties, shall be based upon the applicable last locally assessed valuation of the municipality as last equalized by the tax commission.

Amend said bill by inserting after section 2 the following new section:

3. *Definition.* Amend the definition of net indebtedness in section 1 of chapter 72 of the Revised Laws (section 1, chapter 33, RSA) by inserting after the word "outstanding" in the first line the words, and authorized, so that said definition as amended shall read as follows: *Net Indebtedness.* All outstanding and authorized indebtedness, heretofore or hereafter incurred by a municipality, exclusive of unmatured tax anticipation notes issued according to law, debts incurred for supplying the inhabitants with water or for the construction or maintenance of water works, debts incurred to finance new sewerage systems or sewage disposal works when the cost thereof is to be financed by sewer rent or sewer assessments, debts incurred pursuant to section 10 of chapter 51 of the Revised Laws, debts incurred outside the statutory debt limit of the municipality under any general law or special act heretofore or hereafter enacted (unless otherwise provided in such legislation), and sinking funds and cash applicable solely to the payment of the principals of debts incurred within the debt limit.

Amend section 3 of said bill by striking out the words "special act so long as such special act shall remain in effect" in the seventh and eighth lines and inserting in place thereof the words and figures, an act passed June 1, 1955, so that said section as amended shall read as follows:

3. *Application of Statutes.* Nothing contained in this chapter shall affect any action taken by a county, city, town, school district, or village district before the enactment hereof and all issues of bonds or notes authorized before the enactment hereof shall be issued in accordance with the law as it existed at the time of the action taken by such county, city,

town, school district or village district. Nothing contained in this chapter shall affect the debt limitations of the city of Manchester as provided by an act passed June 1, 1955.

Amend section 4 of said bill by striking out said section and inserting in place thereof the following:

4. *Application and Interpretation.* Chapter 11, Laws of 1955, shall not apply to indebtedness voted and authorized by any school district or city subsequent to the effective date of this act, but otherwise said chapter 11 shall remain effective in accordance with its provisions.

Further amend the bill by renumbering sections 3, 4, and 5 to read 4, 5, and 6.

* On motion of Senator Cleveland, the Senate voted to concur in the adoption of the amendment to the above entitled bill.

The message further stated that the House of Representatives has voted to concur in the adoption of the following concurrent resolution sent down from the Honorable Senate:

Concurrent Resolution relating to business supervisor of institutions.

That when in the conduct of his duties in office it shall appear in his considered judgment that the intended use of capital funds, or the use of appropriated operating funds is in the direction of expenditures for capital improvements of questionable value to the public; the Business Supervisor of Institutions shall so advise the Chairman of the Board, Trustees or Commission, as the case may be. Such advice shall be by letter of transmittal and shall be specific as to nature of objections and contain recommendations for changes proposed by the Business Supervisor of Institutions. In all cases a copy of the transmittal letter shall be simultaneously sent to the Governor and Council, and to the Chairman of the Fiscal Committee of the Legislative Council.

The message further stated that the House of Representatives has voted to adopt the amendments offered by the Committee on Engrossed Bills, to the following entitled bill, in the adoption of which amendments the House of Representatives asks the concurrence of the Honorable Senate:

Senate Bill No. 115, An Act relating to certificates required in committing a patient to the state hospital.

Amend the title of said bill by striking out the following "amending chapter 17 section 18 of the Revised Laws of 1942" so that said title as amended shall read as follows:

An Act relating to certificates required in committing a patient to the state hospital.

Amend section 1 of said bill by striking out the first four lines and inserting in place thereof the following:

1. *Committal to State Hospital.* Amend section 18 of chapter 17 of the Revised Laws (section 21, chapter 135 RSA) by inserting after the word "court" in the seventh line the words, or a chief or deputy chief of police, so that said section as amended shall read as follows: 18. *Physicians' Certificates.*

Further amend said section 1 by striking out the word "lunacy" and inserting in place thereof the words, mental health.

On motion of Senator Ferguson, the Senate voted to adopt the amendments offered by the Committee on Engrossed Bills to the above entitled bill.

The message further stated that the House of Representatives has voted to adopt the report of the Committee of Conference on the following entitled bills:

Senate Bill No. 126, An Act relative to mileage allowances for legislative officers and employees, and establishing a new apportionment for the assessment of public taxes.

House Bill No. 540, An Act authorizing the Merrimack Village District to issue bonds or notes and relative to appeals before municipal courts.

House Bill No. 440, An Act relative to the Laconia State School.

The message further that the House of Representatives had voted to concur with the Honorable Senate in its amendments to the following entitled bill:

House Bill No. 468, An Act relative to old age and survivors' insurance coverage and the administration thereof.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its adoption of the amendments offered by the Committee on Engrossed Bills to the following entitled bills:

House Bill No. 94, An Act relative to the taking of oysters and clams.

House Bill No. 410, An Act relative to the use and display of the state flag.

House Bill No. 526, An Act relative to the distribution of copies of the Revised Statutes Annotated to members of the General Court.

Senate Bill No. 83, An Act relative to Colby Junior College Highway and Sutton Road.

The message further stated that the House of Representatives has voted to accede to the request of the Honorable Senate for a Committee of Conference on the following entitled bill:

Senate Bill No. 126, An Act relative to mileage allowances for legislative officers and employees and establishing a new apportionment for the assessment of public taxes.

The Speaker has appointed as members of such committee on the part of the House, the Messrs. Pickett of Keene, Scamman of Stratham, and Mrs. Miner of Meredith.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in the passage of the following entitled bills, sent down from the Honorable Senate:

Senate Bill No. 119, An Act concerning investments by savings banks.

Senate Bill No. 131, An Act relative to weight of certain combination vehicles and semi-trailers.

The message further stated that the House of Representatives has voted to adopt the report of the Committee of Conference on:

House Bill No. 500, An Act providing for the acquisition of certain dams and water rights by the water resources board.

Senate Bill No. 113, An Act relative to the rate of tax on interest and dividends.

House Bill No. 167, An Act relative to expenditure of state funds on class IV compact section highways.

House Bill No. 450, An Act relative to non-resident fishing and hunting licenses, and to damage by bear and to the taking of lobsters.

House Bill No. 223, An Act to simplify requirements for absentee voting.

The message further stated that the House of Representatives refused to concur with the Honorable Senate in the passage of the following entitled bills, sent down from the Honorable Senate:

Senate Bill No. 132, An Act relative to discharge or removal of county employees and municipal officials and employees.

Senate Bill No. 134, An Act granting the attorney general subpoena power in certain cases.

Senate Bill No. 117, An Act amending chapter 226 of the Session Laws of 1921.

Senate Bill No. 133, An Act relating to the apportionment of expenses for municipalities.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its adoption of the amendments offered by the Committee on Engrossed Bills to the following entitled bill:

House Bill No. 204, An Act providing for the development of the Concord Lake Project.

Read and Referred

The following entitled bills and joint resolution, sent up from the House of Representatives, were read a first and second time, and referred:

To the Committee on Judiciary:

House Bill No. 484, An Act relative to elections for the city of Keene.

On motion of Senator Landers, the order whereby the above entitled bill was referred to the Committee on Judiciary was vacated.

On motion of the same Senator, the rules of the Senate were so far suspended as to place the above entitled bill on its third reading and final passage at the present time.

(Senator Cleveland in the Chair)

To the Committee on Finance:

House Joint Resolution No. 59, Joint Resolution in favor of Fernand J. Gaudreau.

House Bill No. 265, An Act relative to tax valuation of property acquired by the water resources board.

Committee of Conference Reports

The Committee of Conference, to whom was referred Senate Bill No. 126, An Act relative to mileage allowances for legislative officers and employees, having considered the same, report the same with the following recommendation:

That the Senate recede from its position of non-concurrence, that the House recede from its position in adopting its amendments and that the following amendments be adopted:

Amend the title of the bill by adding at the end thereof the words, and establishing a new apportionment for the assessment of public taxes, so that said title as amended shall read as follows:

An Act relative to mileage allowances for legislative officers and employees and establishing a new apportionment for the assessment of public taxes.

Amend the bill by inserting after section 1 the following new sections:

2. *Apportionment.* That of every thousand dollars of public taxes hereafter to be raised, the proportion which each town and place shall pay, and for which the treasurer of the state is hereby authorized to issue his warrant, shall be as follows, to wit:

Rockingham County, \$151.94

Atkinson, one dollar and three cents	\$1.03
Auburn, one dollar and forty-eight cents	1.48
Brentwood, one dollar and two cents	1.02
Candia, one dollar and thirty-eight cents	1.38
Chester, one dollar and thirty-three cents	1.33
Danville, eighty cents	0.80
Deerfield, one dollar and thirty-eight cents	1.38
Derry, eight dollars and ninety-five cents	8.95
East Kingston, seventy cents	0.70
Epping, one dollar and ninety-two cents	1.92
Exeter, twelve dollars and forty cents	12.40
Fremont, eighty-eight cents	0.88
Greenland, one dollar and forty-eight cents	1.48
Hampstead, one dollar and ninety-one cents	1.91

Hampton, fourteen dollars and seventy-one cents	14.71
Hampton Falls, one dollar and fifty-eight cents	1.58
Kensington, seventy-nine cents	0.79
Kingston, two dollars and forty-two cents	2.42
Londonderry, two dollars and seventy-two cents	2.72
New Castle, one dollar and ninety-two cents	1.92
Newfields, sixty-three cents	0.63
Newington, two dollars and thirty-three cents	2.33
Newmarket, four dollars and six cents	4.06
Newton, one dollar and thirty-nine cents	1.39
North Hampton, four dollars and ten cents	4.10
Northwood, two dollars and six cents	2.06
Nottingham, one dollar and five cents	1.05
Plaistow, three dollars and forty cents	3.40
Portsmouth, forty-five dollars and thirty-six cents . .	45.36
Raymond, one dollar and ninety-four cents	1.94
Rye, seven dollars and twelve cents	7.12
Salem, eight dollars and seventy-eight cents	8.78
Sandown, eighty-four cents	0.84
Seabrook, three dollars and forty-four cents	3.44
South Hampton, fifty-three cents	0.53
Stratham, one dollar and forty-four cents	1.44
Windham, two dollars and sixty-seven cents	2.67

Strafford County, \$83.79

Barrington, one dollar and forty-four cents	\$1.44
Dover, twenty-eight dollars and fifty-five cents	28.55
Durham, four dollars and fifty-eight cents	4.58
Farmington, three dollars and forty-seven cents	3.47
Lee, seventy-nine cents	0.79
Madbury, seventy-nine cents	0.79
Middleton, nineteen cents	0.19
Milton, two dollars and thirty-six cents	2.36
New Durham, one dollar and twenty-three cents	1.23
Rochester, twenty-three dollars and forty-two cents . .	23.42
Rollinsford, two dollars and eighty-nine cents	2.89
Somersworth, twelve dollars and sixty-three cents . .	12.63
Strafford, one dollar and forty-five cents	1.45

Belknap County, \$60.72

Alton, four dollars and six cents	\$4.06
Barnstead, one dollar and thirty-five cents	1.35

Belmont, two dollars and two cents	2.02
Center Harbor, one dollar and twenty-eight cents ...	1.28
Gilford, five dollars and nineteen cents	5.19
Gilmanton, one dollar and sixty-four cents	1.64
Laconia, thirty-one dollars and thirty-eight cents ...	31.38
Meredith, six dollars and thirty-two cents	6.32
New Hampton, two dollars and two cents	2.02
Sanbornton, one dollar and fifty-seven cents	1.57
Tilton, three dollars and eighty-nine cents	3.89

Carroll County, \$39.99

Albany, forty-five cents	\$0.45
Bartlett, one dollar and seventy-six cents	1.76
Brookfield, fifty-six cents	0.56
Chatham, twenty-six cents	0.26
Conway, eight dollars and twenty-two cents	8.22
Eaton, thirty cents	0.30
Effingham, seventy-three cents	0.73
Freedom, one dollar and eleven cents	1.11
Hart's Location, two cents	0.02
Jackson, one dollar and fourteen cents	1.14
Madison, one dollar and twenty-five cents	1.25
Moultonborough, four dollars and thirty-eight cents .	4.38
Ossipee, three dollars and three cents	3.03
Sandwich, two dollars and two cents	2.02
Tamworth, one dollar and ninety-one cents	1.91
Tuftonboro, three dollars and twenty-three cents ...	3.23
Wakefield, two dollars and fifty-six cents	2.56
Wolfeboro, seven dollars and six cents	7.06

Merrimack County, \$101.17

Allenstown, two dollars and thirteen cents	\$2.13
Andover, two dollars and twenty-three cents	2.23
Boscawen, two dollars and one cent	2.01
Bow, two dollars and ninety-one cents	2.91
Bradford, one dollar and thirty cents	1.30
Canterbury, seventy-seven cents	0.77
Chichester, one dollar and one cent	1.01
Concord, forty-three dollars and seventy-five cents ..	43.75
Danbury, forty-eight cents	0.48
Dunbarton, ninety cents	0.90
Epsom, one dollar and twenty-two cents	1.22

Franklin, ten dollars and fifty-five cents	10.55
Henniker, two dollars and thirty-one cents	2.31
Hill, seventy-seven cents	0.77
Hooksett, three dollars and ninety-five cents	3.95
Hopkinton, three dollars and ninety-seven cents	3.97
Loudon, one dollar and twenty-two cents	1.22
Newbury, two dollars and two cents	2.02
New London, four dollars and sixteen cents	4.16
Northfield, one dollar and sixty-nine cents	1.69
Pembroke, three dollars and seventy-three cents	3.73
Pittsfield, three dollars and two cents	3.02
Salisbury, sixty-three cents	0.63
Sutton, one dollar and eighteen cents	1.18
Warner, one dollar and eighty-seven cents	1.87
Webster, seventy-eight cents	0.78
Wilmot, sixty-one cents	0.61

Hillsborough County, \$270.32

Amherst, three dollars and forty-five cents	\$3.45
Antrim, one dollar and ninety-five cents	1.95
Bedford, five dollars and two cents	5.02
Bennington, one dollar and thirty-four cents	1.34
Brookline, one dollar and four cents	1.04
Deering, seventy cents	0.70
Francestown, one dollar and twenty-three cents	1.23
Goffstown, seven dollars and seventy-one cents	7.71
Greenfield, one dollar and seventeen cents	1.17
Greenville, one dollar and fifty-five cents	1.55
Hancock, one dollar and eighty-three cents	1.83
Hillsborough, three dollars and fifty-two cents	3.52
Hollis, two dollars and twenty-four cents	2.24
Hudson, five dollars and thirty-four cents	5.34
Litchfield, seventy-one cents	0.71
Lyndeborough, seventy-eight cents	0.78
Manchester, one hundred thirty-eight dollars and ninety-five cents	138.95
Mason, fifty-two cents	0.52
Merrimack, three dollars and twenty-one cents	3.21
Milford, seven dollars and forty-three cents	7.43
Mont Vernon, eighty-one cents	0.81
Nashua, fifty-eight dollars and fifty-one cents	58.51
New Boston, one dollar and forty-seven cents	1.47

New Ipswich, one dollar and ninety-six cents	1.96
Pelham, two dollars and twenty-five cents	2.25
Peterborough, eight dollars and fifty-one cents	8.51
Sharon, thirty cents	0.30
Temple, seventy-five cents	0.75
Weare, one dollar and eighty-five cents	1.85
Wilton, four dollars and eleven cents	4.11
Windsor, eleven cents	0.11

Cheshire County, \$81.29

Alstead, one dollar and twenty-nine cents	\$1.29
Chesterfield, two dollars and ninety-four cents	2.94
Dublin, two dollars and twenty-six cents	2.26
Fitzwilliam, one dollar and ninety-nine cents	1.99
Gilsum, forty-one cents	0.41
Harrisville, one dollar and seventy-one cents	1.71
Hinsdale, four dollars and thirty-three cents	4.33
Jaffrey, six dollars and five cents	6.05
Keene, thirty-five dollars and fifty-three cents	35.53
Marlborough, two dollars and nine cents	2.09
Marlow, forty-five cents	0.45
Nelson, seventy-six cents	0.76
Richmond, forty cents	0.40
Rindge, two dollars and forty-two cents	2.42
Roxbury, nineteen cents	0.19
Stoddard, sixty-four cents	0.64
Sullivan, thirty-five cents	0.35
Surry, fifty-one cents	0.51
Swanzy, four dollars and twenty cents	4.20
Troy, two dollars and thirty cents	2.30
Walpole, five dollars and ninety-five cents	5.95
Westmoreland, ninety-five cents	0.95
Winchester, three dollars and fifty-seven cents	3.57

Sullivan County, \$43.98

Acworth, fifty-nine cents	\$0.59
Charlestown, three dollars and seven cents	3.07
Claremont, twenty-three dollars and forty-six cents .	23.46
Cornish, one dollar and thirty-seven cents	1.37
Croyden, forty-two cents	0.42
Goshen, forty cents	0.40

Grantham, twenty-nine cents	0.29
Langdon, forty-two cents	0.42
Lempster, thirty-four cents	0.34
Newport, six dollars and seventy-seven cents	6.77
Plainfield, one dollar and thirty-seven cents	1.37
Springfield, sixty-five cents	0.65
Sunapee, three dollars and eighty cents	3.80
Unity, forty-nine cents	0.49
Washington, fifty-four cents	0.54

Grafton County, \$91.58

Alexandria, sixty-two cents	\$0.62
Ashland, two dollars and seventy-one cents	2.71
Bath, eighty-nine cents	0.89
Benton, nine cents	0.09
Bethlehem, three dollars and fifty-two cents	3.52
Bridgewater, one dollar and twenty-one cents	1.21
Bristol, three dollars and thirty-eight cents	3.38
Campton, two dollars and thirty cents	2.30
Canaan, one dollar and sixty-five cents	1.65
Dorchester, sixteen cents	0.16
Easton, twenty-three cents	0.23
Ellsworth, six cents	0.06
Enfield, two dollars and fifty-seven cents	2.57
Franconia, one dollar and forty-one cents	1.41
Grafton, fifty-eight cents	0.58
Groton, thirty-eight cents	0.38
Hanover, eleven dollars and seventy-eight cents	11.78
Haverhill, four dollars and twenty-six cents	4.26
Hebron, sixty-seven cents	0.67
Holderness, two dollars and seventy-four cents	2.74
Landaff, twenty-eight cents	0.28
Lebanon, fourteen dollars and thirty-five cents	14.35
Lincoln, two dollars and sixty-one cents	2.61
Lisbon, three dollars and nine cents	3.09
Littleton, eight dollars and seventy-three cents	8.73
Lyman, thirty-one cents	0.31
Lyme, one dollar and eighteen cents	1.18
Monroe, seven dollars and eighty-two cents	7.82
Orange, seventeen cents	0.17
Orford, one dollar and eighteen cents	1.18
Piermont, one dollar and fourteen cents	1.14

Plymouth, four dollars and forty-eight cents	4.48
Rumney, one dollar and thirty-three cents	1.33
Thornton, eighty-nine cents	0.89
Warren, sixty-one cents	0.61
Waterville, nine cents	0.09
Wentworth, forty-two cents	0.42
Woodstock, one dollar and sixty-nine cents	1.69

Coos County, \$74.67

Berlin, thirty-seven dollars and twenty-three cents ..	\$37.23
Carroll, one dollar and fifty-one cents	1.51
Clarksville, twenty-six cents	0.26
Colebrook, two dollars and fifty-two cents	2.52
Columbia, forty-five cents	0.45
Dalton, sixty-one cents	0.61
Dummer, fifty-three cents	0.53
Errol, forty-seven cents	0.47
Gorham, ten dollars and five cents	10.05
Jefferson, one dollar and twelve cents	1.12
Lancaster, four dollars and eighty-eight cents	4.88
Milan, one dollar and four cents	1.04
Northumberland, five dollars and thirty cents	5.30
Pittsburg, one dollar and eighty-seven cents	1.87
Randolph, ninety-nine cents	0.99
Shelburne, ninety-three cents	0.93
Stark, forty cents	0.40
Stewartstown, eighty-three cents	0.83
Stratford, seventy-seven cents	0.77
Wentworth Location, nineteen cents	0.19
Whitefield, two dollars and seventy-two cents	2.72

Unincorporated Places, \$0.55

Cambridge, four cents	\$0.04
Crawford's Purchase, one cent	0.01
Dixville, sixteen cents	0.16
Dix's Grant, one cent	0.01
Erving's Grant, one cent	0.01
Gilmanston & Atkinson Academy Grant, one cent	0.01
Green's Grant, three cents	0.03
Hale's Location, one cent	0.01
Millsfield, four cents	0.04
Odell, five cents	0.05

Sargent's Purchase, seven cents	0.07
Second College Grant, three cents	0.03
Success, four cents	0.04
Thompson and Meserve Purchase, four cents	0.04

3. *Limitation.* The same shall be the proportion of assessment of public taxes until a new apportionment shall be made and established, and the treasurer for the time being shall issue his warrant accordingly.

Amend section 2 of the bill by renumbering said section to read section 4, and by striking out said section and inserting in place thereof the following:

4. *Takes Effect.* The provisions of section 1 shall take effect as of January 5, 1955, and the remaining sections shall take effect upon the passage of this act.

N. A. McMEEKIN,
ROBERT ENGLISH,

Conferees on the Part of the Senate.

RUTH F. MINER,
W. DOUGLAS SCAMMAN,
LAURENCE M. PICKETT,

Conferees on the Part of the House.

On motion of Senator English, the reading of the amendments was dispensed with.

On motion of the same Senator, the Senate voted to concur in the adoption of the Committee of Conference report on the above entitled bill.

The Committee of Conference, to whom was referred House Bill No. 540, An Act authorizing the Merrimack Village District to issue bonds or notes, report the same with the following recommendations:

That the House recede from its position of non-concurrence, that the Senate recede from its position in adopting its amendments and that the following amendments be adopted:

Amend the title of said bill by adding at the end thereof the words, and relative to appeals before municipal courts, so that said title as amended shall read as follows: An Act authorizing the Merrimack Village District to issue bonds or notes and relative to appeals before municipal courts.

Amend said bill by inserting after section 3 the following new section:

4. *Appeals.* Amend section 5 of chapter 425 of the Revised Laws (section 4, chapter 599, RSA) by striking out the words "shall add to the costs, fees for the copies sent to the clerk, fifty cents for the clerk's certificate and fifty cents for recording it," in the second and third lines and by striking out the words "with such increased costs" in the fourth and fifth lines so that said section as amended shall read as follows: 5. *Enforcing Original Sentence.* The justice shall record such certificate, and he shall issue a mittimus or other process to carry into effect the original sentence.

Further amend the bill by renumbering sections 4 and 5 to read 5 and 6.

HERBERT W. RAINIE,
SAMUEL P. HADLEY,
LAURENCE M. PICKETT,
Conferees on the Part of the House.

ARCHIBALD H. MATTHEWS,
J. WESLEY COLBURN,
Conferees on the Part of the Senate.

On motion of Senator Matthews, the Senate voted to adopt the report of the Committee of Conference on the above entitled bill.

The Committee of Conference, to whom was referred House Bill No. 440, entitled "An Act relative to the Laconia State School," having considered the same, report the same with the following recommendation:

That the House recede from its position of non-concurrence in the amendments to said bill as adopted by the Senate and concur in said amendments and further recommend that the House and the Senate concur in the adoption of the following amendment to the amendments adopted by the Senate:

Amend chapter 129 of the Revised Laws as inserted by section 1 of said bill by inserting at the end thereof the following new section:

22. *Limitation.* Committal to and admittance into the

Laconia state school shall be only in accordance with the provisions of this chapter.

EDWARD C. BLACK,
GEORGE A. LANG,
LAURENCE M. PICKETT,
Conferees on the Part of the House.

E. C. FERGUSON,
NORMAN A. PACKARD,
Conferees on the Part of the Senate.

On motion of Senator Ferguson, the Senate voted to adopt the report of the Committee of Conference on the above entitled bill.

(Senator McMeekin in the Chair)

The Committee of Conference, to whom was referred House Bill No. 271, An Act to equalize educational opportunities and to improve the public elementary and high schools of New Hampshire, having considered the same, report the same with the following recommendations:

That the House recede from its position of non-concurrence, that the Senate recede from its position in adopting its amendments and that the following amendments be adopted:

Amend paragraph a of section 10 of chapter 140 of the Revised Laws as inserted by section 1 of the bill by striking out the words "As may be required to carry out the purposes of this act and to equitably distribute sums appropriated for foundation aid, the local effort shall be subject to adjustment annually by the state board of education, prior to the computation of foundation aid" in the sixth, seventh, eighth, ninth and tenth lines so that said paragraph as amended shall read as follows:

a. *Foundation Aid.* To more nearly provide equal public school educational opportunity throughout the state, each school district qualifying therefor shall receive annually an amount equal to the remaining costs of the required programs of public elementary and high school education over and above the proceeds of a tax of fourteen dollars per thousand dollars of equalized valuation (hereinafter call the "Local Effort") of each district. For the purpose of this act the cost of the required programs shall be two hundred dollars annually for each elementary school pupil and three hundred dollars annually for

each high school pupil in average daily membership in approved public schools. If a district receives from local taxation for school purposes during the fiscal year previous to the year of computation of foundation aid a sum less than the amount of the local effort required of that district, its foundation aid shall be reduced by an amount equal to the difference between the local effort and the amount received from local taxation for school purposes.

Amend paragraph b of section 10 of chapter 140 of the Revised Laws as inserted by section 1 of the bill by striking out said paragraph and inserting in place thereof the following:

b. *Time of Computation.* Before June first in each year the state board of education shall cause to be computed the amount of foundation aid to be paid to eligible school districts in the succeeding fiscal year. The computation shall be based upon the most recently available equalized valuation of each school district and the average daily membership in approved public schools in each school district for the preceding year. Whenever it shall appear or be made to appear to the tax commission that circumstances have so changed in any school district from one year to another that the use of the most recently available equalized valuation is unfair, unjust or inequitable, the tax commission shall determine what changes or modifications shall be made in the equalized valuation of such district. The tax commission shall certify such changed equalized valuation to be state board of education by May first. The state board of education shall use such changed equalized valuations in computing the foundation aid to which such district is entitled.

Amend section 11 of chapter 140 of the Revised Laws as inserted by section 1 of the bill by striking out said section and inserting in place thereof the following:

11. *Allocation and Proration of Funds.* If in any year the amount appropriated for distribution as foundation aid shall be insufficient to distribute foundation aid in accordance with the provisions of section 10-a, the state board of education, except as hereinafter provided, shall reduce by proration the amount of foundation aid to be paid to each school district qualifying therefor. Provided that in any school district where the latest equalized valuation per pupil is less than \$10,000 the

state board shall not reduce by proration the amount of foundation aid.

Further amend the bill by inserting after section 2 a new section to read as follows:

3. *Study of Financial Ability.* The state board of education and the state tax commission shall study, examine, investigate and analyze all sources of revenue of the several units of local government in the state for the purpose of determining the financial ability of each community to support and maintain its schools and the fairness and equality in granting and distribution of any aid for schools from the state, so that all such communities may be treated as fairly and equitably as may be, and make a report of their findings and recommendations to the 1957 session of the general court.

Further amend the bill by renumbering section 3 to read section 4.

N. A. McMEEKIN,
BENJAMIN C. ADAMS,
Conferees on the Part of the Senate.

WILLIAM M. STEARNS,
MARGARET B. DeLUDE,
JOSEPH D. VAUGHAN,
Conferees on the Part of the House.

On motion of Senator Adams, the Senate voted to adopt the report of the Committee of Conference on the above entitled bill.

On motion of Senator Cleveland, the rules of the Senate were so far suspended as to permit the introduction of a committee report not previously advertised in the Journal.

Senator O'Malley, for the Committee on Judiciary, to whom was referred:

House Bill No. 345, An Act relating to absentee voting at biennial elections in Berlin.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at 2:00 o'clock.

On motion of Senator Cleveland, the rules of the Senate

were so far suspended as to place the above entitled bill on its third reading and final passage at the present time.

On motion of Senator Merrill, the rules of the Senate were so far suspended as to permit the introduction of five committee reports not previously advertised in the Journal.

Senator Caron, for the Committee on Finance, to whom were referred:

House Bill No. 125, An Act relative to mental hygiene clinics.

House Bill No. 257, An Act relative to the change of designation of the deputy director of recreation and to the salary of said office.

House Joint Resolution No. 34, Joint Resolution to provide for an investigation of the laws relating to tax exemption of real estate and personal property and to ascertain the total value of property in New Hampshire so exempted.

Having considered the same, reported the same without amendments, and recommended their passage.

The reports were accepted, and the bills and joint resolution were ordered to a third reading this afternoon at 2:00 o'clock.

On motion of Senator Merrill, the rules of the Senate were so far suspended as to place the above entitled bills and joint resolution on their third reading and final passage at the present time.

Senator Caron, for the Committee on Finance, to whom was referred:

House Joint Resolution No. 63, Joint Resolution relative to mileage allowance for Alonzo P. Weeks and others.

Having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted, and the recommendation of the committee, inexpedient to legislate, was adopted.

Senator Caron, for the Committee on Finance, to whom was referred:

House Bill No. 365, An Act relative to tax valuation of property acquired by the water resources board.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted.

Senator Adams requested a three-minute recess.

(Recess)

The Senate re-assembled.

Senator Adams offered the following amendment to the above entitled bill, and moved its adoption:

Amend the bill by striking out all after the enacting clause and inserting in place thereof the following:

1. *Water Resources: Tax.* Amend chapter 266 of the Revised Laws (chapter 481, RSA) by inserting after section 13 thereof the following new section: 13-a. *Pittsburg and Clarksville.* The provisions of section 13 shall apply to property in the towns of Pittsburg and Clarksville but said towns shall be empowered to assess taxes against the corporation in the same manner as taxes are assessed against property of other owners in said towns. The state of New Hampshire hereby consents to taxation of said property of said corporation in the same manner as said other property in said towns.

2. *Takes Effect.* This act shall take effect April 1, 1955.

(Discussion ensued)

Senators Adams, O'Brien and Packard spoke in favor of the amendment.

Senator Packard moved the previous question.

Question being: Shall the main question now be put?

On a *viva voce* vote, the affirmative prevailed.

On a *viva voce* vote, the amendment was adopted, and the bill as amended was ordered to a third reading this afternoon at 2:00 o'clock.

On motion of Senator Adams, the rules of the Senate were so far suspended as to place the above entitled bill on its third reading and final passage at the present time.

On motion of Senator Daniel, the Senate refused to reconsider its vote whereby it passed the above entitled bill.

The Committee on Engrossed Bills, to whom was referred: Senate Bill No. 2, An Act relative to reimbursement to

towns and cities for land taken by the United States for flood control.

Having considered the same, reported the same under Joint Rule No. 6, with the following amendment, and recommended that the bill as amended ought to pass.

Amend section 3 of said bill by striking out said section and inserting in place thereof the following:

3. *Takes Effect.* The provisions of section 2 hereof shall take effect as of July 1, 1957 and the remaining sections hereof shall take effect upon the passage of this act.

On motion of Senator Matthews, the Senate voted to adopt the amendment offered by the Committee on Engrossed Bills to the above entitled bill.

Report of Committee of Conference

The Committee of Conference, to whom was referred House Bill No. 420, An Act relative to Totten Trusts, having considered the same, report the same with the following recommendation:

That the House recede from its position of non-concurrence in the Senate amendments and concur with the Senate in adopting said amendments.

FRANCIS F. FAULKNER,
NELLE L. HOLMES,
GEORGE S. PAPPAGIANIS,
Conferees on the Part of the House.

ARCHIBALD H. MATTHEWS,
OTTO G. KELLER,
Conferees on the Part of the Senate.

On motion of Senator Matthews, the Senate voted to adopt the report of the Committee of Conference on the above entitled bill.

(Senator Merrill in the Chair)

(Recess)

The Senate re-assembled.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has voted to adopt the report of the Committee of Conference on the following entitled bill:

House Bill No. 448, An Act relative to the appeal board in public construction contracts, providing for a deputy labor commissioner, relative to the board of arbitration and increasing the salary of the deputy state treasurer.

The message further stated that the House of Representatives has voted to adopt the amendments offered by the Committee on Engrossed Bills, to the following Senate bills, in the adoption of which amendments the House of Representatives asks the concurrence of the Honorable Senate:

Senate Bill No. 123, An Act providing for the election of county commissioners from the commissioner districts of Hillsborough County.

Amend section 1 of said bill by striking out the first two lines and inserting in place thereof the following:

1. *Hillsborough County.* Amend section 1 of chapter 45 of the Revised Laws (section 1, chapter 64, RSA) as amended by section 1, chapter 261, Laws of 1955 by striking out said section.

Further amend said section 1 by striking out the words "in the county" in the tenth line and inserting in place thereof the words, in the counties of Grafton and

Amend section 3 of said bill by striking out the first two lines and inserting in place thereof the following:

2. *Qualifications.* Amend section 2 of chapter 45, Revised Laws (section 2, chapter 64, RSA) as amended by section 3, chapter 261, Laws of 1955, by striking out said section and inserting in

Further amend said section 3 by striking out the words "in the county of" in the seventh line and inserting in place thereof the words, the counties of Grafton and

Amend section 4 of said bill by striking out the words "except in the county of" in the seventh line and inserting in place thereof the words, except in the counties of Grafton and,

On motion of Senator McMeekin, the Senate voted to concur in the adoption of the amendments to the above entitled bill offered by the Committee on Engrossed Bills.

Senate Bill No. 115, amending chapter 17 section 18 of the Revised Laws of 1942 relating to certificates required in committing a patient to the state hospital.

Amend the title of said bill by striking out the following "amending chapter 17 section 18 of the Revised Laws of 1942" so that said title as amended shall read as follows:

An Act relating to certificates required in committing a patient to the state hospital.

Amend section 1 of said bill by striking out the first four lines and inserting in place thereof the following:

1. *Committal to State Hospital.* Amend section 18 of chapter 17 of the Revised Laws (section 21, chapter 135, RSA) by inserting after the word "court" in the seventh line the words, or a chief or deputy chief of police, so that said section as amended shall read as follows: 18. *Physicians' Certificates.*

Further amend said section 1 by striking out the word "lunacy" and inserting in place thereof the words, mental health.

On motion of Senator Ferguson, the Senate voted to concur in the adoption of the amendment to the above entitled bill.

The message further stated that the House of Representatives has refused to concur with the Honorable Senate in its amendments to the following entitled bill and asks for a Committee of Conference:

House Bill No. 517, An Act making appropriations for capital improvements and long term repairs for the state of New Hampshire.

The Speaker has appointed as members of such committee on the part of the House, the Messrs. Scamman of Stratham, Pickett of Keene and Hodgdon of Tuftonboro.

On motion of Senator Merrill, the Senate voted to accede to the request of the House for a Committee of Conference on the above entitled bill.

Pursuant to the above, the Chair appointed as members of such committee on the part of the Senate, Senator Merrill, District No. 23, and Senator Ferguson, District No. 14.

The message further stated that the House of Representatives has voted to adopt the report of the Committee of Conference on:

House Bill No. 271, An Act to equalize educational opportunities and to improve the public elementary and high schools of the state.

The message further stated that the House of Representatives has voted to adopt the report of the Committee of Conference on:

House Bill No. 420, An Act relating to trust deposits in banks.

The message further stated that the House of Representatives has voted to concur with the Honorable Senate in its amendments to the following joint resolution:

House Joint Resolution No. 34, Joint Resolution to provide for an investigation of the laws relating to tax exemption of real estate and personal property and to ascertain the total value of property in New Hampshire so exempted.

Engrossed Bills

The Committee on Engrossed Bills reported that they had examined and found correctly engrossed the following entitled Senate and House bills and Senate joint resolution:

House Bill No. 328, An Act to change the name of the board of nurse examiners and to increase the fees for nurse registration.

House Bill No. 223, An Act to simplify requirements for absentee voting.

House Bill No. 94, An Act relative to the taking of oysters, lobsters, crabs and clams.

Senate Bill No. 43, An Act relative to flag-bearing battalions of the New Hampshire national guard.

Senate Bill No. 83, An Act relative to Colby Junior College Highway and Sutton road.

Senate Bill No. 122, An Act to lay out and construct a service road connecting with the Eastern New Hampshire Turnpike.

House Bill No. 410, An Act relative to the use and display of the state flag.

House Bill No. 295, An Act relative to re-examination of holders of licenses to operate motor vehicles.

House Bill No. 363, An Act relative to pedestrians and to dimming lights on motor vehicles and trailer break-away safety chains on trailers.

House Bill No. 545, An Act relative to the salary of the justice of the Newport municipal court.

Senate Bill No. 13, An Act relating to re-assessment procedures.

Senate Bill No. 31, An Act relative to carrying weapons.

Senate Bill No. 86, An Act relative to expenses of members of commission on interstate cooperation.

House Bill No. 464, An Act relating to the number of lives covered by group life insurance.

Senate Joint Resolution No. 5, Joint Resolution in favor of Louis E. Clement and others.

House Bill No. 536, An Act modifying the employees' retirement system of the state of New Hampshire and correlating its benefits with federal old-age and survivors' insurance benefits.

NORMAN A. McMEEKIN,
For the Committee.

Committee of Conference Report

The Committee of Conference, to whom was referred House Bill No. 448, "An Act relative to the appeal board in public construction contracts, providing for a deputy labor commissioner and relative to the board of arbitration," having considered the same, report the same with the following recommendation:

That the House recede from its position of non-concurrence and concur in the adoption of the amendments to said bill as proposed by the Senate, and further recommend that the House and Senate concur in the adoption of the following amendment to the bill:

Amend the title of said bill by striking out the same and inserting in place thereof the following:

An Act relative to the appeal board in public construction contracts, providing for a deputy labor commissioner,

relative to the board of arbitration and increasing the salary of the deputy state treasurer.

GEORGE W. ANGUS,
KENNETH C. BELL,
ELSIE C. BAILEY,

Conferees on the Part of the House.

OTTO G. KELLER,
DEAN B. MERRILL

Conferees on the Part of the Senate.

On motion of Senator Keller, the Senate voted to adopt the report of the Committee of Conference on the above entitled bill.

On motion of Senator Packard, the rules were so far suspended as to permit the introduction of a committee report not previously advertised in the Journal.

Senator Daniel, for the Committee on Public Works, to whom was referred:

House Bill No. 205, An Act relating to the authority of the surveyor of the city of Manchester.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass.

Amend the bill by striking out all after the enacting clause and inserting in place thereof the following:

1. Amend chapter 356 of the Laws of 1953 by striking out said chapter and inserting in place thereof the following:

1. *City of Manchester.* Association by employees of the city of Manchester shall be as authorized and empowered by Chapter 57 of the Ordinances of the City of Manchester.

Further amend the bill by adding a new section:

2. *Whereas*, Route 117, so called, in the town of Lisbon from Salmon Hole just above Sugar Hill railroad station to Franconia, is a part of the secondary road system of the state, and

Whereas, said road serves many hotels and summer homes in said town and vicinity, and

Whereas, said road is in such bad condition that it affects the recreational business of the state, now therefore

That the commissioner of public works and highways is requested to proceed, when funds are available for that purpose, with the reconstruction of said Route 117 in the town of Lisbon in order that the same may be in first class condition as a secondary state road. The expense of said reconstruction shall be a charge upon the highway funds.

Further amend the bill by renumbering section 2 to read section 3.

The report was accepted.

Question being on the adoption of the amendment offered by the Committee on Public Works.

Senator Ferguson moved that the bill with the accompanying report be indefinitely postponed.

On a *viva voce* vote, the affirmative prevailed, and the motion was adopted.

On motion of Senator Merrill, the rules were so far suspended as to permit the introduction of a committee report not previously advertised in the Journal.

Senators Smalley and Ainsworth, for the Joint Committee on Education and Ways and Means, to whom was referred:

House Bill No. 136, An Act relative to school building aid.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted.

Senator Caron, for the Committee on Finance, to whom was referred:

House Bill No. 136, An Act relative to school building aid.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass.

Amend House Bill No. 136 by striking out sections 3, 4 and 5 and renumbering section 6 number 3.

The report was accepted.

Senator Merrill moved that the report of the Finance Committee be adopted.

(Discussion ensued)

Senators Adams, Caron and Daniel spoke against the motion.

Senators Cleveland and Ferguson spoke in favor of the motion.

Senator Packard moved that the report of the Finance Committee be laid upon the table.

The Chair ruled Senator Packard as being out of order.

Senator Packard appealed against the ruling of the Chair.

Question being: Shall the ruling of the Chair be sustained?

On the above question, the Chair requested a division.

Thirteen Senators having voted in the affirmative, and nine Senators having voted in the negative, the affirmative prevailed, and the ruling of the Chair was sustained.

Senator Lamontagne spoke in opposition to the Finance Committee report.

Senator Adams moved that the amendment offered by the Committee on Finance be indefinitely postponed.

(Senator Perkins in the Chair)

Senator McMeekin spoke against the motion to indefinitely postpone.

On the question of indefinite postponement, Senator Foote demanded a roll call.

The Clerk proceeded to call the roll.

The following named Senators voted in the affirmative: Lamontagne, O'Brien, Ainsworth, Powell, Colburn, Paquette, Packard, Caron, O'Malley, Daniel, LaRoche, Adams and Foote.

The following named Senators voted in the negative: McMeekin, Washburn, Matthews, Keller, Cleveland, Landers, English, Ferguson, Smalley and Merrill.

Thirteen Senators having voted in the affirmative, and ten Senators having voted in the negative, the affirmative prevailed, and the motion prevailed.

Senator Adams moved that the report of the Joint Committee on Education and Ways and Means, ought to pass, be adopted.

(Discussion ensued)

Senator Adams demanded a roll call.

The Clerk proceeded to call the roll.

The following named Senators voted in the affirmative: Lamontagne, O'Brien, McMeekin, Matthews, Ainsworth, Powell, Colburn, Paquette, Packard, Caron, O'Malley, Daniel, LaRoche and Adams.

The following named Senators voted in the negative: Washburn, Keller, Cleveland, Landers, English, Ferguson, Smalley, Merrill and Foote.

Fourteen Senators having voted in the affirmative, and nine Senators having voted in the negative, the affirmative prevailed, and the committee report was adopted.

Senator Cleveland requested a five-minute recess.

(Recess)

The Senate re-assembled.

Senator Cleveland offered the following amendment, and moved its adoption:

Amend section 4 of the bill by striking out the words "the state" in line 9 of said section and inserting in place thereof the words, educational purposes.

(Discussion ensued)

On the above question, Senator Cleveland demanded a roll call.

The Clerk proceeded to call the roll.

The following named Senators voted in the affirmative: McMeekin, Washburn, Keller, Cleveland, Ainsworth, Landers, English, Ferguson and Smalley.

The following named Senators voted in the negative: Lamontagne, O'Brien, Matthews, Powell, Colburn, Paquette, Packard, Caron, O'Malley, Daniel, LaRoche, Adams, Merrill and Foote.

Nine Senators having voted in the affirmative, and fourteen Senators having voted in the negative, the negative prevailed, and the amendment was not adopted.

Senator Ferguson offered the following amendment and moved its adoption:

Add new section 7 to the bill. Termination of Sweepstakes.

Sections 3, 4, and 5 of this bill shall cease to be in effect after June 30, 1957.

Senator Ferguson demanded a roll call.

The Clerk proceeded to call the roll.

The following named Senators voted in the affirmative: McMeekin, Washburn, Keller, Cleveland, Ainsworth, English, Ferguson and Merrill.

The following named Senators voted in the negative: Lamontagne, O'Brien, Matthews, Powell, Colburn, Paquette, Packard, Caron, O'Malley, Daniel, LaRoche, Smalley, Adams, and Foote.

Nine Senators having voted in the affirmative, and fourteen Senators having voted in the negative, the negative prevailed, and the amendment was not adopted.

The bill was ordered to a third reading this afternoon at 2 o'clock.

On motion of Senator Adams, the rules of the Senate were so far suspended and the above entitled bill was placed upon its third reading and final passage at the present time.

Senator Ferguson moved that the title of the bill be amended by including the sweepstakes provision.

On a *viva voce* vote, the negative prevailed, and the amendment was not adopted.

On motion of Senator Daniel, the Senate refused to reconsider its vote on the above entitled bill.

(Senator O'Malley in the Chair)

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has refused to concur with the Honorable Senate in its amendments to the following entitled bill, and asks for a Committee of Conference:

House Bill No. 365, An Act relative to tax valuation of property acquired by the water resources board.

The Speaker has appointed as members of such committee on the part of the House, the Messrs. Converse of Pittsburg, Pillsbury of Manchester, and Mrs. Bailey of Newport.

On motion of Senator McMeekin, the Senate voted to accede to the request of the House for a Committee of Conference on the above entitled bill.

Pursuant to the above, the Chair appointed as members of such committee on the part of the Senate, Senator O'Brien, District No. 2, and Senator Caron, District No. 17.

On motion of Senator Adams, the rules of the Senate were so far suspended as to permit the introduction of a committee report not previously advertised in the Journal.

Senator Adams, for the Committee on Education, to whom was referred:

House Bill No. 382, An Act relative to cooperative school districts.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass.

Amend section 5 of said bill by striking out said section and inserting in place thereof the following:

5. *Powers of District to Borrow Money for Capital Improvements.* Amend paragraphs II and III of section 6 of chapter 199, Laws of 1947, as inserted by chapter 213, Laws of 1951 (chapter 195, RSA) by striking out said paragraph and inserting in place thereof the following:

II. Each cooperative school district shall have the power to borrow money and issue its notes or bonds in conformity with the provisions of chapter 72 of the Revised Laws as amended, provided, however, when it shall appear to the board of investigation as established in the Municipal Finance Act, Revised Laws, chapter 72, as amended, that such action is necessary or desirable, indebtedness may be incurred to an amount not to exceed six percent of their assessed valuation as last equalized by the state tax commission.

III. Whenever only a part of the educational facilities of a local school district are incorporated into a cooperative school district, such local district shall continue in existence and function as previously. The cooperative school district shall assume only those outstanding debts and obligations of the local school district which pertain to the property acquired by the cooperative school district for use by the cooperative school district. In such case no cooperative school district shall for elementary school purposes incur debt to an amount exceeding one and one-half percent, and for secondary school purposes to an amount exceeding three percent of the total assessed value of such district as last equalized by the tax commission. In the event that it shall appear necessary or desirable to the board of investigation provided for in the

Municipal Finance Act, chapter 72, Revised Laws, upon application properly made to it, that an elementary or a secondary cooperative school district incur indebtedness greater than the aforesaid one and one-half percent or three percent, as the case may be, such elementary school district or secondary school cooperative district may incur such indebtedness, as may be authorized by said board of investigation, but not in excess of six percent of said valuation as hereinbefore set forth. No cooperative school district shall incur indebtedness if it subjects the taxable property of any school district forming a part thereof to debt, when added to the debt of such school district, of more than six percent of the value of such taxable property.

Amend section 14 of said bill by striking out the same and inserting in place thereof the following:

14. *Additional Aid.* Amend chapter 199, Laws of 1947, as inserted by chapter 213, Laws of 1951 (chapter 195, RSA) by inserting after section 15 the following new section: 15-a. *Building Aid.* Except as hereinafter provided, for the purpose of receiving state building aid, or other similar aid toward school buildings, which may hereafter be provided, the amount of such aid for cooperative school districts shall apply only to those cooperative or union school districts which were formed from two or more districts from two or more towns. A cooperative school district formed from two or more school districts within one town shall be deemed to be a school district and not a cooperative school district in so far as receipt of state building or other similar aid toward school buildings is concerned. The limitations of this section relative to cooperative school districts formed from districts within one town shall apply only to those which are so organized after July 1, 1955. Such cooperative school districts organized prior to July 1, 1955, shall be deemed a cooperative school district for the purpose of receiving such building aid.

Amend said bill by inserting after section 14 the following new section:

15. *Goshen-Lempster Cooperative School District.* The present capital reserve established by the pre-existing school district of Lempster by vote of March 14, 1950, shall be used by the Goshen-Lempster cooperative school district for the

construction of the new central school in addition to the amount already appropriated and this capital reserve shall be used as a credit against the cooperative school assessment to be raised by the pre-existing district of Lempster for a period of five years from the date of the passage of this act.

Further amend said bill by renumbering section 15 to read section 16.

The report was accepted, amendment adopted, and the bill as amended was ordered to a third reading this afternoon at 2:00 o'clock.

On motion of Senator Adams, the rules of the Senate were so far suspended as to place the above entitled bill on its third reading and final passage at the present time.

On motion of Senator Cleveland, the rules of the Senate were so far suspended as to permit the introduction of a committee report not previously advertised in the Journal.

Senator O'Malley, for the Committee on Judiciary, to whom was referred:

House Bill No. 467, An Act relative to certain so-called comic books.

Having considered the same, reported that the bill be referred to the Legislative Council.

The report was accepted.

On a *viva voce* vote, the affirmative prevailed, and the recommendation of the committee was adopted.

The President declared a recess, subject to the call of the Chair.

(Recess)

The Senate re-assembled.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has voted to concur with the Honorable Senate in its amendments to the following entitled bill:

House Bill No. 382, An Act relative to cooperative school districts.

The message further stated that the House of Representatives has passed the following joint resolution, in the passage of which it asks the concurrence of the Honorable Senate:

House Joint Resolution No. 64, Joint Resolution in favor of Lloyd E. Fogg and others.

Read and Referred

The following joint resolution, sent up from the House of Representatives, was read a first and second time, and referred:

To the Committee on Finance:

House Joint Resolution No. 64, Joint Resolution in favor of Lloyd E. Fogg and others.

Reports of Committee of Conference

The Committee of Conference, to whom was referred House Bill No. 365, An Act relative to taxation in Pittsburg and Clarksville, having considered the same, report the same with the following recommendation:

That the Senate recede from its position in adopting its amendment, that the House recede from its position in adopting its amendment, and that the following amendment be adopted.

Amend section 1 of the bill by striking out said section and inserting in place thereof the following:

1. *Water Resources.* Amend section 13, chapter 266, Revised Laws (section 14, chapter 481, RSA), by striking out said section and inserting in place thereof the following: 13. *Tax Exemption.* All property and rights acquired by the corporation shall be exempt from all taxation; but the corporation shall make payments, on or before the first day of December in each year, to each town in which property or rights acquired by the corporation are located. Such sums shall be based on the tax rate then current in each town or city and on the average assessed valuation for a period of five years prior to the acquisition by the corporation, provided that whenever a town or city wherein corporation land is located shall have made a general re-valuation of property for tax assessment purposes then the new values shall be used for the determination of the sums as would have been assessed against said property and rights in such town or city if the same had been included in the tax invoice for such year. Betterments, changes in land use or new

structures are exempted and shall not be used for the determination of such sums to be paid in lieu of taxes. Provided, however, that the provisions of this section shall not apply to the dam and any appurtenances thereto owned by said corporation and located in the towns of Pittsburg and Clarksville, and there shall be paid annually to said towns the sum of \$12,500 in lieu of taxes, said sum to be apportioned between said towns in the same ratio that the value of that portion of said dam and any appurtenances thereto located in each town bears to the total value of said dam and any appurtenances thereto as determined by the tax assessors of said towns.

Further amend the bill by inserting after section 1 the following new section:

2. *Appropriation.* For the purposes of this act there is hereby appropriated for the fiscal year ending June 30, 1956, the sum of \$12,500, and a like sum for the fiscal year ending June 30, 1957. The governor is hereby authorized to draw his warrants for the sums hereby appropriated out of any money in the treasury not otherwise appropriated.

Further amend the bill by renumbering section 2 to read section 3, and by inserting after the word "effect" the words, as of, so that said section as amended shall read as follows:

3. *Takes Effect.* This act shall take effect as of April 1, 1955.

MARYE WALSH CARON,
DANIEL A. O'BRIEN,

Conferees on the Part of the Senate.

HARVEY H. CONVERSE,
ELSIE C. BAILEY,
JOHN PILLSBURY,

Conferees on the Part of the House.

On motion of Senator O'Brien, the Senate voted to adopt the report of the Committee of Conference on the above entitled bill.

Committee of Conference Report

The Committee of Conference, to whom was referred House Bill No. 517, An Act making appropriations for capital improvements and long term repairs for the state of New

Hampshire, having considered the same, report the same with the following recommendations:

That the House recede from its position of non-concurrence, that the Senate recede from its position in adopting its amendments and that the following amendments be adopted:

Amend the first paragraph of section 1 of the bill by striking out said paragraph and inserting in place thereof the following:

1. *Appropriation.* The sum of one million, three hundred fifty three thousand, forty dollars is hereby appropriated for the purpose of capital improvements and long term repairs, which purpose includes such related improvements, facilities, equipment and furnishings as are necessary to complete the same. The estimated costs for the projects are as follows:

Amend paragraph III of section 1 of said bill by striking out the same and inserting in place thereof the following:

III. Industrial school:

Roads	\$4,000.00	
Riverview cottage rewiring	1,500.00	
Irrigation and drainage	7,640.00	
Steam line extension	16,500.00	
Boys cottage:		
Construction	\$84,000.00	
Furnishings	20,000.00	104,000.00
		<hr/>
Total	\$133,640.00	
Less land fund	36,500.00	
		<hr/>
Net appropriation		\$97,140.00

Amend paragraph V of section 1 of said bill by striking out the same and inserting in place thereof the following:

V. Laconia state school:

*Rehabilitation of Floyd, Keyes,	
Quimby, McLane and Baker buildings	135,000.00
Sprinklers for Felker, McLane,	
Baker, Keyes and Blood buildings	53,000.00
Complete and furnish new cottages:	
Furnishings	\$20,000.00
Fire protection	3,500.00
Roadways	7,500.00
	<hr/>
	31,000.00

Repairs — Little Hall, Administra- tion building and fire boxes	3,600.00
Plot plan	1,500.00
1 new building for defective, delinquent children	90,000.00
Furnishing thereof	10,000.00
<hr/> Total	<hr/> \$324,100.00

* The amount of \$135,000 is to provide for complete rehabilitation of Laconia State School. A sufficient amount of this shall be used so that adequate sanitation facilities may be provided.

Amend paragraph X of section 1 of said bill by striking out said paragraph and inserting in place thereof the following:

X. Water Resources Board:

Long term repairs for Pawtuck- away and Mendum Ponds	\$18,000.00
Suncook River dams in the towns of Barnstead, Gil- manton and Alton	31,000.00

Total	<hr/> \$49,000.00
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Amend paragraph XI of section 1 of said bill by striking out said paragraph and inserting in place thereof the following:

XI. State House and Grounds:

1. New office space for appro-
tions committee \$2,500.00
2. *Representatives' Hall and
Senate Chamber Fire Safety 20,000.00

* Provided that before any plans are approved they must be approved by the Speaker of the House and President of the Senate for their respective chambers.

3. Stairway (2) Smoke Towers,
fire doors, elevator
enclosures 20,000.00

4.	Ventilation for elevator motor rooms (2)	1,000.00
5.	Sprinklers — waste paper room, State House basement	500.00
6.	Strengthen corridor floors — 1st floor, state house	3,500.00
7.	Structural repairs — state house dome	1,800.00
8.	New elevator (1) — state house	48,000.00
9.	Pointing and steam cleaning masonry — state house	32,000.00
Total		<hr/> \$129,300.00

Amend the total of section 1 by striking out the figures "\$1,153,600.00" and inserting in place thereof the figures, \$1,353,040.00.

Amend section 2 of the bill by adding at the end thereof the following:

* Spofford Lake Route 9A shall not become a dead end road.

Amend section 6 of said bill by striking out said section and inserting in place thereof the following:

6. *Borrowing Power.* To provide for the appropriations made in section 1 hereof, the state treasurer is hereby authorized, under the direction of the Governor and Council, to borrow upon the credit of the state not exceeding the sum of one million, three hundred fifty-three thousand and forty dollars (\$1,353,040.00); to provide funds for the appropriations made by section 2 hereof not exceeding the sum of three hundred seventy-one thousand four hundred fifty dollars; and to provide funds for the appropriations made by section 3 hereof the sum of not exceeding two hundred fifty-five thousand dollars and for said purposes may issue bonds and notes in the name and on behalf of the state of New Hampshire. The Governor and Council shall determine the form of such bonds or notes, their rate of interest, the dates when interest shall be paid, the dates of maturities, the places where principal and interest shall be paid and the time or times of issue. Such bonds or notes shall be signed by the treasurer and counter-

signed by the Governor and shall be deemed a pledge of the faith and credit of the state.

Amend subsection (1) of section 13 of said bill by striking out the same and inserting in place thereof the following: (1) Not exceeding the sum of one million three hundred fifty-three thousand and forty dollars; for borrowing to provide funds for the purposes of section 1:.

DEAN B. MERRILL,

E. C. FERGUSON,

Conferees on the Part of the Senate.

W. DOUGLAS SCAMMAN,

LAURENCE M. PICKETT,

FORREST W. HODGDON,

Conferees on the Part of the House.

On motion of Senator Merrill, the Senate voted to adopt the Committee of Conference report.

Engrossed Bills

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled Senate and House bills and Senate joint resolution:

House Bill No. 345, An Act relating to absentee voting at biennial elections in Berlin.

Senate Bill No. 113, An Act relative to the rate of tax on interest and dividends.

Senate Bill No. 131, An Act relative to weight of certain small combination vehicles and semi-trailers.

Senate Bill No. 133, An Act relating to the apportionment of expenses for municipalities in fighting forest fires and to Class V road aid.

Senate Joint Resolution No. 8, Joint Resolution in favor of Harry L. Hurlbert.

Senate Bill No. 129, An Act relative to powers of the superior court on immunity of witnesses.

House Bill No. 204, An Act providing for the development of Concord Lake Project.

NORMAN A. McMEEKIN,

For the Committee.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has voted to adopt the report of the Committee of Conference on the following entitled bill:

House Bill No. 517, An Act making appropriations for capital improvements and long term repairs for the state of New Hampshire.

The President declared a five-minute recess.

(Recess)

The Senate re-assembled.

(Senator Landers in the Chair)

On motion of Senator Adams, the rules of the Senate were so far suspended as to permit the introduction of a committee report not previously advertised in the Journal.

Senator English, for the Joint Committee on Resources, Recreation and Development and Finance, to whom was referred:

House Bill No. 113, An Act to provide for study and establishment of recreational areas in the Lake Winnepesaukee region.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted, and the bill was ordered to a third reading this afternoon at 2 o'clock.

On motion of Senator Adams, the rules of the Senate were so far suspended as to place the above entitled bill on its third reading and final passage at the present time.

(The President in the Chair)

On motion of Senator Packard, the rules of the Senate were so far suspended as to permit the introduction of a committee report not previously advertised in the Journal.

Senator Packard, for the Committee on Public Works, to whom was referred:

House Bill No. 76, An Act relative to extensions of or additions to the Portsmouth-Seabrook Toll Road (known as the New

Hampshire Turnpike), the Spaulding Turnpike and the Frederic E. Everett Highway.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass.

Amend said bill by striking out all after the enacting clause and inserting in place thereof the following:

1. *Toll Road.* The commissioner of public works and highways, with the approval of governor and council, shall locate and construct a continuous highway from route 25 in Moultonborough, across Lake Winnepesaukee to Long Island, thence to Little Bear Island, thence to Cow Island, thence to Birch Island, then to the mainland in Tuftonboro to route 109 in Tuftonboro and shall operate and maintain said highway as a toll road as hereinafter provided.

(a) Determine the location of the aforesaid toll road and fix the width of its right of way.

(b) Acquire in the name of the state by purchase or by exercise of the right of condemnation as provided by statute such lands, property, rights, easements and interests as may be deemed necessary for carrying out the provisions of this act.

(c) Designate the locations and establish, limit and control such points of ingress to an egress from the toll road as may be necessary or desirable to ensure the proper operation of the toll road and to prohibit ingress to or egress from the toll road at any points not so designated.

(d) Permit toll-free use of certain sections of the toll road if it is for the public good.

(e) Construct grade separations at intersections of the toll road with public roads and private ways, and change and adjust the lines and grades of such roads and ways so as to accommodate the same to the design of such grade separations and to the design of the toll road.

(f) Construct, operate and maintain the toll road within the compact areas of cities and towns.

(g) Grant permits or licenses to any corporation or person to place and maintain along, on, under or within the toll road ducts, pipes, pipelines, poles, wires or other structures, to be so located as not to be unsightly and not to interfere with

the safe and convenient operation and maintenance of the toll road, and may contract with any corporation or person for such permit or licenses on such terms and conditions as may be deemed necessary for carrying out the provisions of this act. The appearance, construction, maintenance and repairs of any such ducts, pipes, pipelines, poles, wires or other structures shall be subject to such directions and regulations as may be imposed.

(h) Establish a temporary turnpike engineering section for the period of design and construction of the toll road, assign permanent employees of the department of public works and highways to duties and positions in said section and employ such engineers and assistants as may be necessary on a temporary basis for said period of design and construction. The costs of said turnpike engineering section shall be a charge against the funds made available under the act.

(i) Enter into contractual relations on behalf of this state.

(j) Do and perform all such acts as are necessary for the public good.

(k) Cause periodic traffic and economic studies to be made of the operation of the aforesaid toll road.

(l) Make periodic studies of possible extensions or additions to said toll road.

(m) Employ such assistants, engineers or consulting services as may be necessary to carry out the provisions of paragraphs (k) and (l) of this section. The expense of the said studies shall be a charge upon the fund established under section 11 of this chapter and, upon approval by the legislature, to extend said turnpike when recommendations of independent recognized consultants indicate that such extensions are economically feasible.

2. *Funds Provided.* A sum not exceeding one million four hundred thousand dollars (\$1,400,000) for the construction of the toll road described in section 6 of this chapter is hereby appropriated as hereinafter provided for the purposes of carrying into effect the provisions of this act.

3. *Borrowing Power.* The state treasurer is hereby authorized under the direction of the governor and council to

borrow upon the credit of the state a sum not exceeding one million four hundred thousand dollars (\$1,400,000) for the purpose of carrying into effect the provisions of this act and for that purpose may issue bonds in the name and on behalf of the State of New Hampshire at a rate of interest to be determined by the governor and council.

The maturity dates of such bonds shall be determined by the governor and council but in no case shall they be later than thirty years from the date of issue and may be redeemable before maturity at the option of the governor and council at such price or prices and under such terms and conditions as may be fixed by the governor and council prior to the issuance of the bonds. Such bonds shall contain an express guarantee which shall be deemed a contract on the part of the state that tolls will be collected in accordance with the provisions of this act until the date of maturity of said bonds or until sufficient money shall have been accumulated to pay said bonds and the interest thereon at or prior to dates of maturity. The bonds shall be in such form and such denominations as the governor and council shall determine, may be registerable as to both principal and interest, shall be countersigned by the governor, and shall be deemed a pledge of the full faith and credit of the state. The governor may authorize his countersignature on said bonds to be by facsimile signature.

The secretary of state shall keep an account of all such bonds showing the number and amount of each, the time and date of countersigning, the date of delivery to the treasurer, and the date of maturity.

The state treasurer shall keep an account of each bond showing the number thereof, the name of the person to whom sold, the amount received from the same, the date of the sale and the date of maturity.

4. *Short Term Notes.* Prior to the issuance of the bonds hereunder the state treasurer with the approval of the governor and council, may for the purposes hereof borrow money from time to time on short term loans which may be refunded by the issuance of the bonds hereunder.

5. *Sale of Bonds or Notes.* All bonds or notes (except short-term loans) issued under the provisions of this act shall be sold (1) at public sealed bidding (2) only after an advertise-

ment calling for bids has been published at least once in each of two successive calendar weeks in a newspaper of general circulation in New Hampshire and in a financial publication of national circulation, the first publication being not less than fifteen days prior to the day the bids will be received, and (3) to the highest bidder. The governor and council may reject any or all bids, and/or negotiate with the highest responsible bidder.

The proceeds from the sale of such bonds shall be held by the treasurer and paid out by him upon warrants drawn by the governor for the purposes of this act alone and the governor with the advice and consent of the council, shall draw his warrant for the payment from the funds provided by this act of all sums expended or due for the purposes herein authorized. All interest from such bonds shall be exempt from taxation within the state of New Hampshire.

6. *Tolls.* Tolls or charges, which with the approval of the governor and council, are deemed necessary and reasonable for the use of any part of said highway or any part of the right of way and other property acquired pursuant to the provisions hereof, shall be collected from persons operating motor vehicles thereon or otherwise making use of said right of way. The tolls collected shall be deposited with the state treasurer who shall keep the same in a separate account, and the operating expenses and maintenance of the turnpike shall be paid from said account. From the balance remaining after payment of operation and maintenance, the governor with the approval of the council, shall pay the interest and principal on the bonds issued hereunder. Fourteen days previous to the time said interest and principal is payable, the state treasurer shall examine the existing balance and if such balance is insufficient to make the payment, then he shall notify the governor who will immediately draw his warrant on the highway fund to cover any deficit and if the funds in both of the above accounts are insufficient the governor will draw his warrant upon the state's general fund to the amount necessary to meet the payments. The full faith and credit of the state is pledged to the payment of the principal of and the interest on the bonds as they become due and payable. Any funds paid out from the state's general fund for the above purposes shall be reimbursed from the collection of tolls as soon as such funds are available. Any funds that have

been or may be expended for the completion of the turnpike by the department of public works and highways shall be repaid to said department when, in the opinion of the governor and council, sufficient funds are available. Any excess income may be used for further toll road extensions in accordance with section 6 (m) of this act. During the construction of the turnpike the governor may, if necessary, draw his warrant upon the highway fund to pay interest due on any bonds that have been issued in accordance with the provisions of this act; such payment is to be repaid to the highway fund from the collection of tolls.

7. *Definition.* Said toll road shall be a limited access highway as defined in part 7, chapter 90 of the Revised Laws as amended by chapter 188, Laws of 1945, except that section 11 shall not apply to ducts, pipes, pipelines, poles, wires or other structures permitted under section 6 (g) of this act or to existing facilities on highways, not now restricted as to access, used as toll-free sections of the turnpike.

8. *Contracts for Construction.* All contracts for the construction of the highway hereunder shall be awarded to the lowest responsible bidder submitting a sealed bid after an advertisement calling for bids has been published at least once in each of two successive weeks in a newspaper of general circulation in New Hampshire. The first publication of such advertisement shall be not less than fourteen days prior to the date upon which bids are received. Contracts shall be awarded in accordance with section 13, part 9, chapter 5, Laws of 1950.

The report was accepted, amendment adopted, and the bill as amended was ordered to a third reading this afternoon at 2:00 o'clock.

On motion of Senator Packard, the rules of the Senate were so far suspended as to place the bill on its third reading and final passage at the present time.

The bill was read a third time.

On motion of Senator Packard, the title of the bill was amended by striking out the same and inserting in place thereof the following:

An Act relating to Lake Winnepesaukee Scenic Highway.
The bill was passed.

On motion of Senator Matthews, the Senate adjourned from the morning session at 10:25 P. M.

Afternoon

The Senate re-assembled.

On motion of Senator Matthews, the Senate adjourned at 10:30 P. M.

FRIDAY, AUGUST 5, 1955

The Senate met according to adjournment.

On motion of Senator McMeekin, the rules of the Senate were so far suspended as to permit the introduction of a committee report not previously advertised in the Journal.

Senator Caron, for the Committee on Finance, to whom was referred:

House Joint Resolution No. 59, Joint Resolution in favor of Fernand J. Gaudreau.

Having considered the same, reported the same without amendment, and recommended its passage.

The report was accepted, and the joint resolution was ordered to a third reading this afternoon at 2:00 o'clock.

On motion of Senator McMeekin, the rules of the Senate were so far suspended as to place the above captioned joint resolution on its third reading and final passage at the present time.

Engrossed Bills

The Committee on Engrossed Bills, to whom was referred:

House Bill No. 271, An Act to equalize educational opportunities and to improve the public elementary and high schools of New Hampshire.

Having considered the same, reported the same under Joint Rule No. 6, with the following amendments, and recommended that the bill as amended ought to pass.

Amend section 1 of said bill by inserting after the figure "1951" in the third line the following: and chapter 116, Laws of 1953.

Amend section 11 of chapter 140 of the Revised Laws, as inserted by section 1 of said bill by striking out the word and figure "section 10-a" in the fourth line and inserting in place thereof, paragraph a of section 10.

Amend section 3 of said bill by striking out the word "the" in the fifth line and inserting in place thereof the words, of insuring.

Further amend said bill by renumbering section 2 to read section 13-a; and by renumbering sections 3 and 4 to read sections 2 and 3.

On motion of Senator Landers, the Senate voted to adopt the amendments offered by the Committee on Engrossed Bills to the above entitled bill.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has voted to adopt the report of the Committee of Conference on the following entitled bill:

House Bill No. 365, An Act relative to taxation in Pittsburg and Clarksville.

The message further stated that the House of Representatives had voted to adopt the amendments offered by the Committee on Engrossed Bills, to the following Senate bill, in the adoption of which amendments the House of Representatives asks the concurrence of the Honorable Senate.

Senate Bill No. 119, An Act concerning investments by savings banks.

Amend section 1 of said bill by striking out the first five lines and inserting in place thereof the following:

1. *Investments of Savings Banks; Limitations.* Amend paragraph I of section 3 of chapter 310 of the Revised Laws as inserted by chapter 195 of the Laws of 1953 (section 3, chapter 387, RSA) and as amended by section 18, chapter 214, Laws of 1955, by

On motion of Senator Matthews, the Senate voted to con-

cur in the adoption of the amendments offered by the Committee on Engrossed Bills to the above entitled bill.

Engrossed Bills

The Committee on Engrossed Bills reported that they have examined and found correctly engrossed the following entitled House bills:

House Bill No. 529, An Act making appropriations for the expenses of certain departments of the state for the year ending June 30, 1956.

House Bill No. 530, An Act making appropriations for the expenses of certain departments of the state for the year ending June 30, 1957.

LAURIER A. LAMONTAGNE,
For the Committee.

The President declared a thirty-minute recess.

(Recess)

The Senate re-assembled.

The Committee on Engrossed Bills, to whom was referred:

House Bill No. 167, An Act relative to expenditure of state funds on class IV compact section highways.

Having considered the same, reported the same under Joint Rule No. 6, with the following amendment, and recommended that the bill as amended ought to pass.

Amend section 4 of said bill by striking out the same and inserting in place thereof the following:

4. *Highways, Regulation.* Amend section 1, part 19, chapter 90, of the Revised Laws, as inserted by chapter 188, Laws of 1945 (section 5, chapter 249, RSA) as amended by section 1, chapter 178, Laws of 1955, by striking out the words "twenty-five hundred" in the third line and inserting in place thereof the words, three thousand, so that said section as amended shall read as follows: 1. *Regulation.* The commissioner may regulate the use of class I, class II, and class III highways in towns of less than three thousand population and in other towns or cities outside the compact portion thereof as determined by him. He may establish stop intersections, erect stop signs, yield right-of-way signs, or other traffic devices or signals thereon or upon any highway entering therein.

On motion of Senator McMeekin, the Senate voted to adopt the amendment offered by the Committee on Engrossed Bills to the above entitled bill.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has voted to discharge the Committee of Conference, to whom was referred the following entitled bill:

House Bill No. 474, An Act relative to layout of class I and II highways and assessment of damages.

The bill was indefinitely postponed.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its adoption of the amendments offered by the Committee on Engrossed Bills, to the following entitled bill:

House Bill No. 271, An Act to equalize educational opportunities and to improve the public elementary and high schools of New Hampshire.

The message further stated that the House of Representatives had refused to concur with the Honorable Senate in its amendments to the following entitled bill:

House Bill No. 76, An Act relating to Lake Winnepesaukee Scenic Highway.

The message further stated that the House of Representatives had voted to adopt the amendments offered by the Committee on Engrossed Bills, to the following House bill, in the adoption of which amendments the House of Representatives asks the concurrence of the Honorable Senate:

House Bill No. 468, An Act relative to old-age and survivors' insurance coverage and the administration thereof.

Amend section 6 of said bill by inserting after "RSA" the following: and as amended by section 2, chapter 92, Laws of 1955.

Further amend said section by inserting at the end thereof the following: The pro-rata share of the cost of administration attributable to the coverage hereon of the civilian employees

of the national guard described in paragraph III of section 2 shall be a charge against the appropriation for the adjutant general.

On motion of Senator Keller, the Senate voted to concur in the adoption of the amendments offered by the Committee on Engrossed Bills to the above entitled bill.

Engrossed Bills

The Committee on Engrossed Bills reported that they have examined and found correctly engrossed the following entitled House and Senate bills:

Senate Bill No. 57, An Act relative to the solicitation of bribes.

House Bill No. 257, An Act relative to the change of designation of the deputy director of recreation and to the salary of said office.

House Bill No. 540, An Act authorizing the Merrimack village district to issue bonds or notes, and relative to appeals before municipal courts.

House Bill No. 448, An Act relative to the appeal board in public construction contracts, providing for a deputy labor commissioner, relative to the board of arbitration and increasing the salary of the deputy state treasurer.

House Bill No. 450, An Act relative to non-resident fishing and hunting licenses, and relative to damage by bear and the taking of lobster.

House Bill No. 136, An Act relative to school building aid.

House Bill No. 500, An Act providing for the acquisition of certain dams and water rights by the water resources board.

House Bill No. 113, An Act providing for a study and establishment of recreational areas in the Lake Winnepesaukee region.

House Bill No. 365, An Act relative to taxation in Pittsburg and Clarksville.

House Bill No. 125, An Act relative to mental hygiene clinics.

Senate Bill No. 114, An Act to amend the municipal finance act relative to borrowing for school purposes.

IRENE W. LANDERS,
For the Committee.

On motion of Senator Merrill, the rules of the Senate were so far suspended as to permit the introduction of a committee report not previously advertised in the Journal.

Senator Caron, for the Committee on Finance, to whom was referred:

House Joint Resolution No. 64, Joint Resolution in favor of Lloyd E. Fogg and others.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass.

Amend the joint resolution by striking out the figures "3,067.50" in the fourth line and inserting in place thereof the figures, 3,225.00.

Further amend by striking out the figures "2,480.00" in the sixth line and inserting in place thereof the figures, 2,945.00.

Further amend by striking out the fiftieth, fifty-first, fifty-second, fifty-third, fifty-fourth, fifty-fifth and fifty-sixth lines the following: "That the sum of \$1,000.00 be appropriated to pay for the salary and mileage of the clerk of the house of representatives and the mileage of the speaker during the months of November and December, 1956 when they shall, if necessary, be working at the call of the speaker to prepare for the incoming legislature by setting up the manual, the handbook, the reference of new bills to committees, the transmission of the proposed bills to the printer and to do any other matters that may be necessary in conjunction with the preparation and drafting of bills for the 1957 session."

Further amend by striking out in the fifty-seventh, fifty-eighth, fifty-ninth and sixtieth lines the following: That the office of the secretary of state be allowed the sum of \$5,418.00 for the employment of Benjamin F. Greer, clerk of the senate, during the period from September 5, 1955 to December 31, 1956 at the rate of \$153.85 weekly; said Benjamin F. Greer to perform such duties as the secretary of state may assign to him" and inserting in place thereof the following:

That the office of the secretary of state be allowed the sum of \$10,836.00 for the employment of Benjamin F. Greer, clerk of the senate, and Robert L. Stark, clerk of the house,

during the period from September 5, 1955 to December 31, 1956 at the rate of \$153.85 each byweekly; said Benjamin F. Greer and Robert L. Stark to perform such duties as the secretary of state may assign to them. The services of the said Benjamin F. Greer and Robert L. Stark shall be available to all interim committees and commissions set up by this legislature and to the Constitutional Convention which is to convene in May, 1956.

Further amend by inserting after the sixty-first line the following:

For the recreation division the sum of \$8,798.92 is hereby appropriated for the fiscal year ending June 30, 1956, and a like sum for the fiscal year ending June 30, 1957, for the payment of fire and extended coverage insurance premiums. Said sums appropriated shall be a charge upon the recreation division funds.

So that said joint resolution as amended shall read as follows:

The Clerk proceeded to read the joint resolution and the amendment.

The report was accepted and the amendment adopted.

The joint resolution being on its second reading, and open to amendment, Senator Landers offered the following amendment, and moved its adoption:

Amend section 55 of chapter 193 of the Revised Laws (section 52, chapter 339, RSA) by striking out the word "eight" in the fifth line and inserting in place thereof the words, three and three-tenths, so that said section as amended shall read as follows:

55. *Misbranding; Standards of Quality.* No person shall manufacture for sale, keep for sale, or sell, for household use, any ammonia or any chlorinated form of bleaching fluid the label or package of which shall bear any false or misleading statements, or, in the case of ammonia, which shall contain less than three and three-tenths per cent of actual ammonia, or in the case of chlorinated bleaching fluid, which shall contain less than two and one-fourth percent of available chlorine.

(Discussion ensued)

Senator Landers spoke in favor of the amendment.

Senator McMeekin requested a one-minute recess.

(Recess)

The Senate re-assembled.

Question being on the adoption of the amendment offered by Senator Landers.

Senator Foote requested a division.

Eleven Senators having voted in the affirmative, and twelve Senators having voted in the negative, the negative prevailed, and the amendment was not adopted.

Senator Foote offered the following amendment and moved its adoption:

Amend section 23 of chapter 56 of the Revised Laws by inserting after the word "Charters" in the first line the words, and tolls and charges, and by inserting at the end of said section the words "Provided, however, that no such municipality or municipal agency furnishing or supplying water shall establish or collect tolls or charges for the existence or use of fire control sprinkler systems" so that said section, as amended, shall read as follows:

23. *Effect on City Charters and Tolls and Charges.* Nothing contained in this chapter shall affect, alter, or change the provisions of any city charter with respect to the management, control and direction of gas, water, or electric works. Provided, however, that no such municipality or municipal agency furnishing or supplying water shall establish or collect tolls or charges for the existence or use of fire control sprinkler systems.

2. Amend chapter 292 of the Revised Laws by inserting after section 1 thereof the following new section:

1-A. *Tolls and Charges.* No public utility furnishing or supplying water which collects or has collected tolls or charges for the existence of fire hydrants shall establish or collect tolls or charges for the existence of fire control sprinkler systems.

Senators Foote and Packard spoke in favor of the amendment.

Senators O'Malley, Cleveland and McMeekin spoke against the amendment.

Senator Foote requested a division.

Ten Senators having voted in the affirmative, and thirteen Senators having voted in the negative, the negative prevailed, and the amendment was not adopted.

Senator Powell offered the following amendment, and moved its adoption:

Amend the bill by adding the following new section:

Employees. Amend chapter 47 of the Revised Laws (chapter 28, RSA) by inserting after section 12 the following new subdivision:

Prohibition. Any county employee who has served at least one year shall not be discharged or removed from office except for malfeasance, misfeasance, or inefficiency in office, or incapacity or unfitness to perform his duties as a county employee. Prior to the discharge or removal of any such employee a statement of the grounds and reasons therefor shall be prepared by the county commissioners and signed by a majority of the board and notice thereof shall be given to said employee not less than ten days nor more than thirty days prior to the effective date of such discharge or removal. Upon receipt of such notice the employee may request a public hearing thereon before the county commissioners. If upon such hearing said commissioners shall find good cause for discharge or removal of said employee they shall order his discharge or removal from office, provided that said employee shall have an appeal from the order of the county commissioners to the executive committee of the county delegation as provided in section 12-b.

Appeal. Any such employee whose discharge or removal has been ordered by the county commissioners may, within ten days after notice of such order, make written request to the chairman of the county convention for a rehearing. There shall be no change in salary of such employee pending the outcome of the appeal. The chairman of said county delegation, as an ex-officio member of the executive committee, shall upon receipt of said request, call a special meeting of the executive committee whose decision on the discharge or removal of said employee shall be final.

(Senator McMeekin in the Chair)

Senators Powell, Cleveland and Perkins spoke in favor of the amendment.

Senator Cleveland requested a one-minute recess.

(Recess)

The Senate re-assembled.

Question being on the adoption of the amendment offered by Senator Powell.

On a *viva voce* vote, the affirmative prevailed, and the amendment was adopted.

Senator Lamontagne offered the following amendment, and moved its adoption:

Amend section 18 of chapter 256 of the Revised Laws, as amended by section 3 of chapter 280 of the Laws of 1949 (chapter 318, section 18, RSA) by striking out the same and inserting in place thereof the following section:

18. *Pharmacists.* An applicant for examination and registration as a pharmacist shall be a citizen of the United States, not less than twenty-one years of age, of good moral character and temperate habits, a graduate of a school or college of pharmacy or department of a university accredited grade by the American Council on Pharmaceutical Education, and approved by the New Hampshire commission of pharmacy and practical chemistry, shall file proof satisfactory to the commission, substantiated by proper affidavits, of a minimum of one year of experience in a retail or hospital pharmacy in the United States where physicians' prescriptions are compounded under the supervision of a registered or licensed pharmacist, or equivalent qualifications obtained through service in the Armed Forces of the United States, and shall pass an examination given by the New Hampshire commission of pharmacy to establish satisfactorily his fitness to practice. Service and experience in a retail or hospital pharmacy under the supervision of a registered or licensed pharmacist as required in this section shall be predominantly related to the selling of drugs and medical supplies, compounding prescriptions, preparing pharmaceutical preparations, and keeping records and making reports required under state and federal statutes.

Senator Lamontagne spoke in favor of the amendment.

Senator Ferguson requested a one-minute recess.

(Recess)

The Senate re-assembled.

On a *viva voce* vote, the affirmative prevailed, and the amendment was adopted.

Senator Packard offered the following resolution, and moved its adoption:

Be it Resolved, That a study group of five persons comprised of three representatives and two senators; the representatives being appointed by the Speaker of the House and the Senators being appointed by the President of the Senate to study the feasibility of a toll road in the Lake Winnepesaukee area. This study group will serve without compensation, and will report their findings to the 1957 legislature.

On a *viva voce* vote, the affirmative prevailed, and the resolution was adopted.

Senator Packard offered the following amendment, and moved its adoption:

Amend section 8 of part 4 of chapter 90, Revised Laws, as inserted by section 1 of the bill by striking out said section and inserting in place thereof the following:

8. *Taking of Land and Property.* Upon receipt of the report on the findings and determination of the governor and council, or of the layout commission a land damage commission of three independent qualified citizens appointed by the governor with the advice and consent of the council, shall then assess the damages to be sustained by each owner of land or property to be taken or purchased. They shall tender payment of the sum so assessed for damages unless the same shall be reviewed by the highway damage review and appeal board in the manner herein provided. No taking or purchase of land or property so assessed shall be consummated until tender of payment is made and accepted or refused by the owner or owners of the land or property to be taken. Such acceptance shall be in writing and signed in ink. Such taking or purchase of land or property may be in fee simple.

Amend section 9 of part 4 of chapter 90 of the Revised Laws as inserted by section 1 of the bill, by striking out the same and inserting in place thereof the following:

9. *Land Damage Commission.* Members of land damage commission, appointed hereunder, shall receive for their services the sum of fifteen dollars per day, for such time as they

actually are engaged in the service of the state and shall be reimbursed for all traveling, subsistence, incidental and clerical expenses; and any costs of litigation incurred in carrying out the provisions of this act. Such compensation shall be a charge against the funds of the department of public works and highways. Before commencing their duties, members of the land damage commission shall be instructed in their duties by the attorney general or his deputy. Before undertaking negotiations with owners all commissions shall furnish to each owner or his representative in hand or by registered mail, return receipt requested, full written information concerning the landowner's rights and the commission's duties in form to be prescribed by the attorney general.

Amend section 10 of part 4 of chapter 90, Revised Laws, as inserted by section 1 of the bill by striking out the same and inserting in place thereof the following:

10. *Board.* There is hereby created and there shall be a board to be known as the highway damage review and appeal board consisting of five persons who have been residents of New Hampshire for at least five years, and who have had previous experience in the assessment of land values and/or knowledge of appraisal of real estate values. There shall be not more than two members of said board from any one county. The board shall review all land damage awards in excess of thirty-five hundred dollars. The board shall review any other award when requested by either the commissioner or an aggrieved land owner.

Amend section 12 of part 4 of chapter 90 of the Revised Laws as inserted by section 1 of the bill, by striking out the same and inserting in place thereof the following:

12. *Term.* The term of office of each member shall be for five years, except that the first appointments to the board shall be for the terms of one year, two years, three years, four years, and five years, respectively, as designated in their respective appointments. The governor and council shall designate one member of the commission as a chairman and another as secretary. The members so designated shall serve in such capacities until the expiration of their terms of office or until vacancies occur, and thereafter such designation shall be made upon the expiration of the term of office of any member and the appointment of a successor.

Amend section 13 of part 4 of chapter 90 of the Revised Laws as inserted by section 1 of the bill by striking out the same and inserting in place thereof the following:

13. *Compensation and Expenses.* Members of the highway damage review and appeal board shall be paid twenty dollars a day for such time as they actually are engaged in the service of the state and shall be reimbursed for all traveling, subsistence, incidental and clerical expenses; and any costs of litigation incurred in carrying out the provisions of this act. Such compensation shall be a charge against the funds of the department of public works and highways.

Amend section 17 of part 4 of chapter 90 of the Revised Laws as inserted by section 1 of the bill, by striking out the same and inserting in place thereof the following:

17. *Report of Assessments.* When the land damage commission has assessed the amount of damages to be paid an owner for land or property to be taken or purchased under the provisions of this act, the commission shall, if said award is to be reviewed, forthwith report its determination and all the evidence upon which said amount of damages is based to the highway damage review and appeal board on a form or forms prescribed by the board, and shall state in its report whether the amount of damages assessed appears to be satisfactory to the owner.

Amend section 18 of part 4 of chapter 90 of the Revised Laws as inserted by section 1 of the bill, by striking out the same and inserting in place thereof the following:

18. *Powers and Duties of the Board.* The board shall have the power to adopt and amend all rules of procedure, not inconsistent with the constitution and laws of this state, which reasonably may be necessary for the proper performance of its duties and the regulations of the proceedings before it, including the detail of individual members of the board to be examiners in specific cases. An examiner shall be so detailed by the chairman of the board in any case where specific investigation seems required; and such examiner shall have no function other than to acquire and assemble information for submission to the board. The board may subpoena witnesses and compel their attendance, and also may require the production of books, maps, papers and documents, necessary to

the proper performance of the duties of the board. Any member of the board may administer oaths or affirmations to witnesses appearing before the board. Any person failing or refusing to obey the subpoena or order of the board may be proceeded against in the manner as for refusal to obey any other subpoena. The board shall review the report of the commission. If the board believes that the sum assessed is excessive and not in the best interest of the state, the board shall so notify the commission; shall notify the owner by registered mail with request for a return receipt of an amount of assessment which the board feels is in the best interest of the state; and shall notify the attorney general. If no objection on the part of the owner shall be received by the board within seven days of the date on the registered return receipt, only the amount approved by the board shall be tendered to the owner. The owner may appeal to the board within the seven days of the date on the registered return receipt and the board shall hear informally the appeal of the owner and render a decision thereon within thirty days thereafter. If the appeal of the owner results in a change of assessment of damages agreed upon by the board, then the board shall revise the amount approved; shall notify the commission; shall notify the owner by registered mail with request for a return receipt of the revised amount of assessments which the board finds is in the best interest of the state; and shall notify the attorney general. Upon receipt of the revised approved amount of assessment the commission shall then make tender. If after an appeal is made to the board by the owner and after hearing, no change in the amount of assessment is found to be justified the commission shall make tender of the approved amount of damages. If after review, the board finds the assessed damages is unjustly low, it shall make a complete review of the assessment and may require the commission to present in further detail the basis for its assessment. After hearing the commission, the board shall establish an approved award by them deemed equitable and just and shall notify the commission; shall notify the owner by registered mail with request for a return receipt of an amount of assessment which the board finds is in the best interest of the state; and shall notify the attorney general. Upon notification by the board of an adjustment of an award that the board determined was unjustly low, the commissioner

or attorney general may appeal therefrom as provided in section 19. Tender shall be made to the owner in the revised amount established and approved by the board. The board in notifying any owner of the approval of the amount of damages assessed; a reduction in the amount of damages assessed; or of an increase in the amount of damages assessed shall inform him of his rights of appeal to the board. The board shall, prior to trial on an appeal under section 19, consider and make a final decision on any recommendation of the attorney general concerning settlement out of court.

Amend section 20 of part 4 of chapter 90 of the Revised Laws as inserted by section 1 of the bill by striking out the same and inserting in place thereof the following:

20. *Approval of Assessments.* If upon review of a report or of a land damage commission on damages assessed the board finds that there is no reason to believe the sum assessed to be excessive or against the best interests of the state, the report shall be returned to the commission with the notation "Approved" and the commission may then tender the payment of the sum assessed. The board shall issue a list of the awards with the names of the owners and amount of awards at least once every two months and furnish a copy to the commissioner of public works and highways, a copy to the secretary of state, a copy to the attorney general and make the list public.

Amend section 21 of part 4 of chapter 90 of the Revised Laws as inserted by section 1 of the bill by striking out the same and inserting in place thereof the following:

21. *Tender.* No land or other property taken for a highway or alteration shall be appropriated or used for making the same until the damages assessed therefor are paid or tendered to the owner or his guardian or conservator by the commission in money or by check of the state treasurer or of the department of public works and highways or deposited in court as provided by section 26.

Amend section 24 of part 4 of chapter 90 of the Revised Laws as inserted by section 1 of the bill by striking out the same and inserting in place thereof the following:

24. *In Case of Dispute.* Whenever disputes arise over title to land or other property acquired or over the person entitled to the damages awarded or purchase price, the com-

mission may deposit the money for such damages or purchase price with the clerk of the superior court for the county in which such land or other property is situate together with a bill of interpleader in equity proceedings, and such deposit shall constitute sufficient tender. The court, after due notice to all claimants is given, shall determine the issues in dispute, and the clerk shall pay over the sum deposited to such persons as the court shall find are entitled thereto.

Amend section 25 of part 4 of chapter 90 of the Revised Laws as inserted by section 1 of the bill by striking out the same and inserting in place thereof the following:

25. *Return and Certificate of Tender.* The commission shall make a return of the highway or any alteration laid out describing the same and the width thereof and the assessment of the damages sustained by each owner of land or other property taken and certifying that payment or tender of payment of damages has been made to each owner, or, if the owner is unknown, or if the identity of the person who may be entitled to damages is uncertain, that tender of such damages has been made by deposit with the state treasurer, or if dispute has arisen, such tender has been made in the superior court, and the certificate of tender shall state his refusal or acceptance thereof.

Amend section 29 of part 4 of chapter 90 of the Revised Laws as inserted by section 1 of the bill by striking out the same and inserting in place thereof the following:

29. *Purchase of Entire Tract; Sale of Portion.* Whenever the commission is of the opinion that savings to the state will thereby be effected, it may purchase an entire tract of land or other property upon written agreement with the owner subject to review by the highway damage review and appeal board and, with the consent of the governor and council, the commissioner may sell therefrom whatever land or other property is not needed for the location or relocation of the highway. Sale of property not needed for highway purposes shall be made by the commissioner of public works and highways by public auction or to the highest bidder from sealed bids.

Amend section 30 of part 4 of chapter 90 of the Revised

Laws as inserted by section 1 of the bill by striking out the same and inserting in place thereof the following:

30. *Taking Tree Rights.* The commission may include in its assessment of damages to the abutting owners, damages for the maintenance or planting, from time to time, within the limits of such highway, of such shade or ornamental trees and shrubbery as may be necessary, in the opinion of the commission, for the preservation, improvement, or landscaping of such highway, and upon tender of such damages there shall be a public easement of such highway for such purposes and to protect, preserve and renew the growth thereon.

Amend section 31 of part 4 of chapter 90 of the Revised Laws as inserted by section 1 of the bill by striking out the same and inserting in place thereof the following:

31. *Payment.* The state shall pay for all land and other property taken or acquired by the commission, and, with the approval of the governor, with the advice of the council, for the costs of litigation incurred by the commissioner or by the commission in the taking of such land or property, and all such sums shall be a charge upon funds of the state department of public works and highways.

Amend said bill by inserting after section 1 thereof the following new section:

2. *Commissioner of Public Works and Highways.* Amend section 11 of part 10 of chapter 90 of the Revised Laws as inserted by chapter 188 of the Laws of 1945 by striking out said section and inserting in place thereof the following:

11. *Acquisition and Disposal of Land or Property.* The commissioner of public works and highways may acquire, by agreement with the owner, lands and property or any interest therein for highway purposes in the name of the state at what he considers a reasonable compensation, and, with the approval of the governor and council, may sell, convey, or lease, in the name of the state, any land or property or interest therein which the state has acquired for highway purposes. In cases where owner or resident is unknown or in cases by dispute over title, the commissioner shall proceed in accordance with sections 21 and 23 of part 4 of this chapter.

Further amend said bill by striking out section 2 and by renumbering and inserting in place thereof the following:

3. *Takes Effect.* This act shall take effect sixty days after the passage hereof, provided that the provisions of section 10 of part 4 of chapter 90, Revised Laws, as hereinbefore inserted which call for the appointment of a highway damage review and appeal board shall take effect upon the passage of this act.

(Discussion ensued)

Senator Packard spoke in favor of the amendment.

Senators Ferguson and Cleveland spoke against the amendment.

On the above question, a division vote was requested by Senator Foote.

Fourteen Senators having voted in the affirmative, and five Senators having voted in the negative, the affirmative prevailed, and the amendment was adopted.

(Senator Perkins in the Chair)

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has voted to concur with the Honorable Senate in its adoption of the amendment offered by the Committee on Engrossed Bills to the following entitled bill:

House Bill No. 271, An Act to equalize educational opportunities and to improve the public elementary and high schools.

The message further stated that the House of Representatives had refused to concur with the Honorable Senate in the adoption of the amendments to the following captioned joint resolution and asked for a Committee of Conference:

House Joint Resolution No. 64, Joint Resolution in favor of Lloyd E. Fogg and others.

The Speaker has appointed as members of such committee on the part of the House, Messrs. Angus of Claremont, Sheridan of Berlin and Crandall of Dover.

On motion of Senator Merrill, the Senate voted to accede to the request of the House for a Committee of Conference on the above captioned joint resolution.

Pursuant to the above, the Chair appointed as members of such committee on the part of the Senate, Senator Merrill, District 23, and Senator Powell, District No. 9.

The message further stated that the House of Representatives had passed the following resolution, in the passage of which it asks the concurrence of the Honorable Senate.

Resolved, by the House of Representatives, the Senate concurring:

That a committee of ten be appointed to join with such committee as the Senate may designate to wait upon His Excellency, the Governor, and inform him that the Legislature has completed the business of the session and is ready to be adjourned and to receive any communication which he may be pleased to make.

The Speaker has appointed as members of such committee on the part of the House, the Messrs. Ballum of Walpole, Bloomfield of Claremont, Battles of Kingston, Varrell of Laconia; Pryor of Ashland, Ecker of Manchester and Hodgdon of Tuftonborough, and Mesdames Wentworth of Madbury, Hurlbert of Errol and Davis of Concord.

On motion of Senator McMeekin, the Senate voted to concur in the adoption of the above resolution, sent up from the House of Representatives.

Pursuant to the above, the Chair appointed as members of such committee on the part of the Senate, Senators McMeekin, Landers, Colburn, O'Malley and Caron.

Senator Landers requested that Senator Cleveland be allowed to give a brief resumé as to the intent of her committee in connection with House Bill No. 440, An Act relative to the Laconia State School.

This request was granted by the Chair.

Senator Cleveland spoke as follows: "The following was the intent of Senator Landers' committee, but due to shortness of time, the same could not be clarified at that time. The legislative intent in enacting House Bill No. 440 was to require that before any child or delinquent so-called can be sent to the Laconia State School, the said child or delinquent would have to be examined by the mental hygiene clinic."

Engrossed Bills

The Committee on Engrossed Bills reported that they had examined and found correctly engrossed the following entitled House and Senate bills and joint resolution:

House Bill No. 440, An Act relative to the Laconia state school.

House Bill No. 484, An Act relative to elections for the city of Keene.

Senate Bill No. 2, An Act relative to reimbursement to towns and cities for land taken by the United States for flood control.

Senate Bill No. 115, An Act relating to certificates required in committing a patient to the state hospital.

Senate Bill No. 123, An Act providing for the election of county commissioners from the commissioner districts of Hillsborough county.

House Joint Resolution No. 59, Joint Resolution in favor of Fernand J. Gaudreau.

Senate Bill No. 119, An Act concerning investments by savings banks.

House Bill No. 420, An Act relative to trust deposits in banks.

IRENE W. LANDERS,
For the Committee.

The President declared a ten-minute recess.

(Recess)

The Senate re-assembled.

On motion of Senator Merrill, the rules of the Senate were so far suspended as to permit the introduction of a committee report not previously advertised in the Journal.

Senator Caron, for the Committee on Finance, to whom was referred:

House Bill No. 457, An Act relative to study of municipal courts and possible establishment of districts courts.

Having considered the same, reported the same with the following amendments, and recommended that the bill as amended ought to pass.

Amend the bill by striking out in section 4 the words "twenty-five hundred dollars" and inserting in place thereof

the words one thousand dollars, so that said section 4 will read as follows:

Section 4. There is hereby appropriated the sum of one thousand dollars for the use of the judicial council in effectuating the purpose of this act.

Amend section 18 of chapter 9 of the Revised Laws as amended by section 1, chapter 85 of the Laws of 1951 (section 19, chapter 14, RSA) by striking out in the second line the words "ninety-five" and inserting in place thereof the words, one hundred, so that said section as amended shall read as follows:

18. *Senate Clerk.* The compensation of the clerk of the senate shall be one hundred dollars a week for each six-day week of any regular session, together with three hundred and fifty dollars when he files with the secretary of state a printed copy of his Journal and seventy-five dollars for attendance according to law at the opening of each session. Said sums shall be in full for services performed at such regular session.

Amend section 20 of chapter 9 of the Revised Laws as amended by section 1, chapter 85 of the Laws of 1951 (section 19, chapter 14, RSA) by striking out said section and inserting in place thereof the following:

20. *Assistant Clerks.* The compensation of the assistant clerk of the senate and the assistant clerk of the house shall be ninety-five dollars each per week for each six-day week of any regular session.

Amend that part of section 1 of chapter 265 of the Laws of 1953 pertaining to the salary for business supervisor in the eleventh line of paragraph II by striking out the figures 6,500.00 — 7,475.00 and inserting in place thereof the figures 7,000.00 — 8,050.00.

School Building Aid

14-a. *Annual Grant for the Payment of Debt Service for School Construction.* To aid local school districts in meeting the costs of the payment of debt for school buildings, the state board of education shall, from funds appropriated by the General Court to carry out the provisions of this subdivision, pay annually to the school districts of the state, sums in accordance with the provisions of this subdivision.

14-b. *Amount of Annual Grant.* The amount of the annual grant to any school district duly organized, any city maintaining a school department within its corporate organization, and any cooperative school district as defined in chapter 199, Laws of 1947, as amended, shall be a sum equal to twenty percent of the amount of the annual payment of principal on all outstanding loans of the school district, city or cooperative district heretofore or hereafter issued for the cost of construction of school buildings, to the extent approved by the state board of education, provided that the amount of the annual grant in the case of a cooperative school district (as defined in chapter 199, Laws of 1947) shall be forty percent. For the purposes of this subdivision construction shall include the acquisition and development of the site, construction of a new building and/or additions to existing building including alterations providing additional pupil capacity, architectural and engineering fees, purchase of equipment and any other costs necessary for the completion of the building as approved by the state board of education.

14-c. *Approval of Plans, Specifications and Costs of Construction.* A school district which desires to avail itself of the grant herein provided shall submit its plans and specifications and make application in writing to the state board of education on such forms as the board may prescribe for the approval of the plans and specifications, and construction cost of school buildings heretofore or hereafter completed or authorized. The state board of education shall approve such costs as it deems necessary. For the purposes of this subdivision, necessary costs shall be computed on the basis of the pupil capacity of the building multiplied by a per pupil allowance, as determined by the state board of education. Pupil capacity shall be based upon the square footage per pupil and/or pupil stations including laboratories and shops adjusted to elementary, junior high and secondary school facilities. The per pupil allowance shall be based upon the actual cost to the school district, city school department, or cooperative school district of the school construction in the school district upon which the school district is now carrying a debt service, or the state average per pupil construction costs of elementary and secondary facilities for the preceding five year period, respectively whichever is lower. The state average per pupil construction

cost for a particular school building may be adjusted whenever in the judgment of the state board of education the expenditures for construction, land, equipment and/or furnishings in the school district, were or are of necessity in excess of average requirements. Upon approval of the construction by the state board of education, the school district shall be entitled to receive an annual grant as provided herein.

14-d. *Time of Computation of Grant.* Between October 1 and December 31 in each year, the state board of education shall cause to be computed the amount of the annual grants for school building aid to be paid to eligible school districts for the current fiscal year. The computation shall be based upon the total of approved costs of construction of school buildings for which loans are outstanding in each school district for the preceding fiscal year.

14-e. *Proration and Unexpended Funds.* If in any year, the amount appropriated for distribution as school building grants in accordance with section 14-b is insufficient therefor, the appropriation shall be prorated proportionately among the districts entitled to a grant. Any amounts not distributed in the first year of any biennium may be distributed in the second year if required to distribute the maximum amount permissible under section 14-a.

2. *Funds Provided.* If unrestricted general fund revenue for the fiscal year ending June 30, 1956 shall exceed the sum of \$16,419,527.00 a sum of not exceeding the three hundred and fifty thousand dollars is hereby appropriated for the purpose of school building aid hereunder. For distribution of school building aid for year beginning July 1, 1956, the state board of education may accept applications and compute the amount of aid under the provisions of 14-d hereinabove inserted, prior to July 1, 1956.

9. *Takes Effect.* This act shall take effect upon its passage, provided that the first annual grant for school building aid hereunder shall be made for the fiscal year beginning July 1, 1956.

The report was accepted.

Question being on the adoption of the amendments offered by the Committee on Finance.

On a *viva voce* vote, the amendments were adopted.

The bill being on its second reading, Senator O'Brien offered the following amendment and moved its adoption:

Amend the bill by inserting after section 6 a new section 7.

7. *Compensation.* The compensation of the doorkeeper and assistant messenger of the Senate will be seven dollars and fifty cents per day for each six-day week in any regular session. Said sum shall be in full for services performed at any regular session.

Further amend the bill by renumbering sections 7, 8 and 9 to read sections 8, 9 and 10.

On a *viva voce* vote, the amendment was adopted, and the bill as amended was ordered to a third reading this afternoon at 2:00 o'clock.

On motion of Senator English, the following amendment was adopted:

Amend the title of the bill by adding the following words to the title of the bill, and relating to school building aid and other purposes.

On motion of Senator McMeekin, the rules of the Senate were so far suspended as to place the above entitled bill on its third reading and final passage at the present time.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has voted to concur with the Honorable Senate in its adoption of the amendments offered by the Committee on Engrossed Bills to the following entitled bill:

House Bill No. 167, An Act relative to expenditures of state funds in class IV compact section highways.

On motion of Senator English, the Senate recessed until 7:00 P. M.

(Recess)

The Senate re-assembled.

Engrossed Bills

The Committee on Engrossed Bills reported that they had examined and found correctly engrossed the following entitled House and Senate bills:

Senate Bill No. 126, An Act relative to mileage allowances for legislative officers and employees and establishing a new apportionment for the assessment of public taxes.

House Bill No. 271, An Act to equalize educational opportunities and to improve the public elementary and high schools of New Hampshire.

IRENE W. LANDERS,
For the Committee.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has voted to adopt the amendments offered by the Committee on Engrossed Bills, to the following entitled House bill, in the adoption of which amendment the House of Representatives asks the concurrence of the Honorable Senate:

House Bill No. 382, An Act relative to cooperative school districts.

Amend section 9 by inserting after the word "lines" the words, and inserting in place thereof the word, equalized,

Amend section 11 by inserting after the word "lines" the words, and inserting in place thereof the word, equalized,

On motion of Senator Cleveland, the Senate voted to concur in the amendments offered by the Committee on Engrossed Bills.

Communication

August 5, 1955

The Honorable Raymond K. Perkins
President of the Senate
State House
Concord, New Hampshire

DEAR MR. PRESIDENT:

This is to advise you that I have this day made the following appointments to the Legislative Council:

Richard F. Upton, Concord
William S. Green, Manchester
Edward J. Gallagher, Laconia

Sincerely yours,

LANE DWINELL.

LD:V

The President declared a recess for ten minutes.

(Recess)

The Senate re-assembled.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has voted to adopt the Committee of Conference report on the following captioned joint resolution:

House Joint Resolution No. 64, Joint Resolution in favor of Lloyd E. Fogg and others.

Committee of Conference Report

The Committee of Conference, to whom was referred House Joint Resolution No. 64, Joint Resolution in favor of Lloyd E. Fogg and others, having considered the same, report the same with the following recommendations:

That the House recede from its position of non-concurrence, that the Senate recede from its position in adopting its amendments and that the House and Senate concur in the adoption of the following amendments:

Amend the caption of the joint resolution by adding at the end thereof the words, relating to insurance premiums for the recreation division, relative to the employees of Merrimack county and a study committee for Winnepesaukee Scenic Highway, so that said caption as amended shall read as follows:

Joint Resolution in favor of Lloyd E. Fogg and others, relating to insurance premiums for the recreation division, relative to the employees of Merrimack county and a study for Winnepesaukee Scenic Highway.

Amend said joint resolution by striking out all after the resolving clause and inserting in place thereof the following:

That Lloyd E. Fogg, sergeant-at-arms of the house, be allowed the sum of \$1,726.50; that Nathan A. Tirrell, sergeant-at-arms of the senate, be allowed the sum of \$1,689.00; that Robert L. Stark, clerk of the house, be allowed the sum of \$3,291.66; that Benjamin F. Greer, clerk of the senate, be allowed the sum \$3,225.00; that Francis W. Tolman, assistant clerk of the house be allowed the sum of \$2,945.00; that Frank M. Ayer, assistant clerk of the senate, be allowed the sum of \$2,945.00; that Alice V. Flanders, house legislative service assistant, be allowed the sum of \$2,535; that Esther T. Hurd, senate legislative service assistant, be allowed the sum of \$1,860.00; that Marion C. Colby, house legislative service assistant, be allowed the sum of \$2,328.00; that Margaret L. Ford, house legislative service, be allowed the sum of \$1,794.50; that Virginia B. Easton, senate legislative service assistant, be allowed the sum of \$1,528.00; that Frances M. Doherty, senate legislative service assistant, be allowed the sum of \$1,264.00; that Cynthia Kirby, senate legislative service assistant, be allowed the sum of \$304.00; that Helen Y. Andrews, judiciary legislative service assistant, be allowed the sum of \$2,292.00; that Eleanor C. Brown, appropriations legislative service assistant, be allowed the sum of \$2,046.00; that Helene H. Wester, speaker's legislative service assistant, be allowed the sum of \$1,823.00; that Alice P. Pinkham, mileage clerk, be allowed the sum of \$1,930.00; that Fred C. Abbott, house custodian of mails and supplies, be allowed the sum of \$1,638.00; that George F. Martin, senate messenger acting as custodian of mails and supplies, be allowed the sum of \$448.50; that Maurice Youmans, senate messenger acting as custodian of mails and supplies, be allowed the sum of \$1,320.00; that Sherman L. Greer, Mabel L. Richardson, Bertha E. Boutwell and Harry J. E. Robinson, doorkeepers of the house, be allowed the sum of \$1,116.00 each; that Daniel Cronin, doorkeeper of the senate be allowed the sum of \$1,116.00; that Oney Russell, warden of the coat room, be allowed the sum of \$1,116.00;

that Fayne E. Anderson, assistant warden of the coat room, be allowed the sum of \$1,116.00; that Forest A. Bucklin, library messenger of the house, be allowed the sum of \$1,116.00; that Lucie Weston, telephone messenger of the house, be allowed the sum of \$1,116.00; that Charles E. Woodbury, assistant messenger of the senate be allowed the sum of \$756.00; that William T. Thompson, speaker's page, be allowed the sum of \$1,116.00; that James Martin, page, be allowed the sum of \$1,158.00; that H. Furber Jewett, page, be allowed the sum of \$1,116.00; that George J. Heon, page, be allowed the sum of \$1,116.00; that Joseph Kershaw, page, be allowed the sum of \$1,116.00; that Reuben S. Moore, page, be allowed the sum of \$1,116.00; that Joseph W. Means, clerks' messenger, be allowed the sum of \$1,116.00; that Palmer C. Read, judiciary messenger, be allowed the sum of \$1,122.00; that William Palfrey, appropriations messenger, be allowed the sum of \$972.00; that Marjorie Greene, stenographer, be allowed the sum of \$1,350.00; that Natalie Douillette, stenographer, be allowed the sum of \$50.18; that John N. Nassikas, legislative adviser to the executive department, be allowed the sum of \$6,250.00; that James Martin be allowed the sum of \$177.00; that Clarence Dubois be allowed the sum of \$67.50; that John Todd be allowed the sum of \$24.00; that John Ball be allowed the sum of \$7.50; that the superintendent of state buildings and grounds be allowed the sum of \$706.22 for extra janitor service; that the sum of \$200.00 be appropriated to pay the expenses of the speaker of the house of representatives during the months of November and December, 1956, when he shall, if necessary, be working to prepare for the incoming legislature relative to reference of new bills to committees, the transmission of the proposed bills to the printer and to do any other matters that may be necessary in conjunction with the preparation and drafting of bills for the 1957 session; that the office of the secretary of state be allowed the sum of \$10,836.00, for the employment of Benjamin F. Greer, clerk of the senate, and Robert L. Stark, clerk of the house, during the period from September 5, 1955 to December 31, 1956 at the rate of \$153.85 each, bi-weekly; said Benjamin F. Greer and Robert L. Stark to perform such duties as the secretary of state may assign them. The services of the said Benjamin F. Greer and Robert L. Stark shall be available to all interim

committees and commissions set up by this legislative and to the Constitutional Convention which is to convene in May, 1956. The above mentioned sums shall be a charge upon the legislative appropriation. That the sum of \$8,798.92 is hereby appropriated for the recreation division for the fiscal year ending June 30, 1956, and a like sum for the fiscal year ending June 30, 1957, for the payment of fire and extended coverage insurance premiums, and said sums appropriated shall be a charge upon the recreation division funds.

That any Merrimack county employee, except the superintendent of the county farm, who has served at least one year shall not be discharged or removed from office except for malfeasance, misfeasance, or inefficiency in office, or incapacity or unfitness to perform his duties as a county employee. Prior to the discharge or removal of any such employee a statement of the ground and reasons therefor shall be prepared by the county commissioners and signed by a majority of the board and notice thereof shall be given to said employee not less than ten days nor more than thirty days prior to the effective date of such discharge or removal. Upon receipt of such notice the employee may request a public hearing thereon before the county commissioners. If upon such hearing said commissioners shall find good cause for discharge or removal of said employee they shall order his discharge or removal from office, provided that said employee shall have an appeal from the order of the county commissioners to the executive committee of the county delegation as provided in section 12-b of chapter 47 of the Revised Laws. That any such employee whose discharge or removal has been ordered by the county commissioners may, within ten days after notice of such order, make written request to the chairman of the Merrimack county convention for a rehearing. There shall be no change in salary of such employee pending the outcome of the appeal. The chairman of said county delegation, as an ex-officio member of the executive committee, shall upon receipt of said request, call a special meeting of the executive committee whose decision on the discharge or removal of said employee shall be final.

That a study group of five persons comprised of three representatives and two senators; the representatives being appointed by the speaker of the house and the senators being appointed by the president of the senate to study the feasibility

of a toll road in the Lake Winnepesaukee area. This study group shall serve without compensation, and shall report its findings to the 1957 legislature.

DEAN B. MERRILL,
JOHN R. POWELL,

Conferees on the Part of the Senate.

GEORGE W. ANGUS,
HARLEY A. CRANDALL,
FRANK SHERIDAN,

Conferees on the Part of the House.

At the request of Senator Packard, the President declared a short recess.

(Recess)

The Senate re-assembled.

Question being on the motion of Senator Merrill to adopt the report of the Committee of Conference on the above captioned joint resolution.

On a *viva voce* vote, the Chair was in doubt.

Senator Packard requested a division.

Thirteen Senators having voted in the affirmative, and seven Senators having voted in the negative, the affirmative prevailed, and the report of the Committee of Conference was adopted.

On motion of Senator Merrill, the Senate refused to reconsider its vote whereby they passed the above captioned joint resolution.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has voted to concur with the Honorable Senate in its amendments to the following entitled bill:

House Bill No. 457, An Act providing for a study of the jurisdiction of municipal courts or district courts and relating to school building aid and other purposes.

The Senate re-assembled.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has voted to adopt the amendments offered by the Committee on Engrossed Bills, to the following House Bills, in the adoption of which amendments the House of Representatives asks the concurrence of the Honorable Senate:

House Bill No. 457, An Act providing for the study of the jurisdiction of municipal courts or district courts, and relating to school building aid and other purposes.

Amend section 6 by striking out the figure "19" in the second line and inserting in place thereof the figure 21.

Amend section 7 by striking out the same and inserting in place thereof the following:

7. *Senate Attaches.* The compensation of the door-keeper and assistant messenger of the Senate shall be seven dollars and fifty cents a day; each for six days a week in any regular session. Said sum shall be in full for services performed at any regular session. Any part of section 23 of chapter 9 of the Revised Laws, as amended by an act passed at 1955 session of the legislature which is inconsistent with the provisions of this section shall be repealed to the extent of such inconsistencies.

Amend said bill by inserting after section 8 and before the words "school building aid" the following:

9. *School Building Aid.* Amend chapter 140 of the Revised Laws (chapter 198, RSA) by inserting after section 14 the following new sections:

Further amend said bill by renumbering the section now numbered 2 to read 10.

Further amend said bill by renumbering the section now numbered 10 to read 11.

Amend section 4 of said bill by striking out the same and inserting in place thereof the following:

4. *Appropriation.* There is hereby appropriated the sum of one thousand dollars for the use of the judicial council in effectuating the purposes of sections 1, 2 and 3.

On motion of Senator McMeekin, the Senate voted to adopt the amendments offered by the Committee on Engrossed Bills to the above entitled bill.

Senator Lamontagne moved that the rules of the Senate be so far suspended as to permit the introduction of a committee report not previously advertised in the Journal.

Senator McMeekin spoke against the motion to suspend the rules for the purpose of admitting any committee reports. Senator Packard spoke in favor of the motion.

At the request of the President, the Clerk read the text of the amendment desired to be offered: "An Act relative to legislative attaches."

Question being on the motion of Senator Lamontagne to suspend the rules.

On this motion, Senator McMeekin requested a division.

Fifteen Senators having voted in the affirmative, and four Senators having voted in the negative, the affirmative prevailed, and the rules of the Senate were suspended.

Senator Lamontagne, for the Committee on Transportation, to whom was referred:

House Bill No. 241, An Act relative to keeping motor vehicles free from obstructions of ice and snow.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass.

Amend the title of the bill by striking out said title and inserting in place thereof the following: An Act relative to legislative attaches.

Amend the bill by striking out all after the enacting clause and inserting in place thereof the following:

1. *Legislative Employees.* There is hereby appropriated the sum of \$5315. as additionaal compensation to the following attaches of the present session of the General Court:

Alice V. Flanders, \$192; Esther T. Hurd, \$186; Marion C. Colby, \$189; Margaret L. Ford, \$189; Virginia B. Easton, \$191; Frances Doherty, \$158; Helen Y. Andrews, \$189; Eleanor C. Brown, \$186; Helene H. Wester, \$192; Alice P. Pinkham, \$193; Mabel L. Richardson, Bertha E. Boutwell, Harry J. E. Robinson,

Sherman L. Greer, Daniel Cronin, Oney Russell, Fayne E. Anderson, Forest A. Bucklin, Lucie Weston, H. Furber Jewett, William T. Thompson, James Martin, George J. Heon, Joseph Kershaw, Rueben Moore, Joseph W. Means, \$186 each; Palmer C. Read, \$187, William Palfrey, \$161; and Charles Woodbury, \$126. Said sum shall be a charge upon the legislative appropriation.

2. *Takes Effect.* This act shall take effect upon its passage.

On motion of Senator Packard, the reading of the amendment was dispensed with.

The report was accepted, amendment adopted, and the bill as amended was referred to the Committee on Finance, under the rules.

On motion of Senator Packard, the order whereby the above entitled bill was referred to the Committee on Finance was vacated, and the bill was placed upon its third reading and final passage at the present time.

The President declared a ten-minute recess.

(Recess)

The Senate re-assembled.

On motion of Senator Packard, the Senate adjourned from the morning session.

Afternoon

Engrossed Bills

The Committee on Engrossed Bills reported that they have examined and found correctly engrossed the following entitled House joint resolutions; House bills:

House Joint Resolution No. 34, Joint Resolution to provide for an investigation of the laws relating to tax exemption of real estate and personal property and to ascertain the total value of property in New Hampshire so exempted.

House Bill No. 517, An Act making appropriations for capital improvements and long term repairs for the State of New Hampshire.

House Bill No. 468, An Act relative to old-age and survivors' insurance coverage and the administration thereto.

House Bill No. 167, An Act relative to expenditure of state funds on class IV compact section highways.

House Bill No. 382, An Act relative to cooperative school districts.

House Joint Resolution No. 64, Joint Resolution in favor of Lloyd E. Fogg and others, relating to insurance premiums for the recreation division, relative to the employees of Merrimack county and a study committee for Winnepesaukee scenic highway.

House Bill No. 457, An Act providing for a study of the jurisdiction of municipal courts or district courts and relating to school building aid and other purposes.

House Bill No. 241, An Act relative to legislative attaches.

NORMAN A. McMEEKIN,
For the Committee.

Appointments

Pursuant to the provisions of House Joint Resolution No. 34, Joint Resolution to provide for an investigation of the laws relating to tax exemption of real estate and personal property and to ascertain the total value of property in New Hampshire so exempted, the President appointed as members from the Senate, Senators McMeekin and Adams.

Pursuant to the provisions of the Packard resolution, relative to the investigation of situation between retail gasoline dealers and major oil company suppliers the President appointed Senators Packard, Merrill and LaRoche.

Pursuant to the provisions of an act relative to the Legislative Council, the President appointed as members from the Senate, Senators Merrill, Ferguson and Caron.

Pursuant to the provisions of House Bill No. 113, An Act to provide for a study and establishment of recreational areas in the Lake Winnepesaukee region, the President appointed as members from the Senate, Senators Matthews and Keller.

Lake Winnepesaukee Toll Road Study Commission, The President appointed as members from the Senate, Senators Packard and Washburn.

Tri-State Commission: Senators Perkins, Vice Chairman, Senator Loizeaux, resigned.

Indefinite Postponement

The Senate voted by final adjournment resolution to indefinitely postpone the following entitled bills. In accordance with the concurrent resolution that all bills and joint resolutions pending in either branch on August 5th, 1955, at 6:00 o'clock, the following entitled bills are indefinitely postponed.

Senate Bill No. 24, An Act providing for the licensing of motor vehicle manufacturers and dealers.

Senate Bill No. 36, An Act relative to funds for the New Hampshire Tri-State Commission.

House Bill No. 30, An Act relative to recount of votes after the biennial election.

House Bill No. 142, An Act relative to employment, suspension, and dismissal of teachers.

House Bill No. 299, An Act relating to the definition of the term "employment" under the federal old-age and survivors' insurance act.

House Bill No. 300, An Act relative to membership of county employees in the employees' retirement system.

Senator McMeekin, for the Joint Select Committee to wait upon His Excellency, the Governor, and inform him that the Legislature has completed the business of the session and is ready to receive any communications he might be pleased to make, reported that they had attended to their duties and had been informed by His Excellency that he had a communication to make to the Legislature.

The report was accepted, and His Excellency, Lane Dwinell, then came in and delivered the following message to the Senate:

Governor's Message To Prorogue the General Court

The time has come when the inexorable wheels of the legislative process cease to grind and the labors of this General Court are prorogued to another day.

It is the governor's traditional duty on this occasion to summarize, in brief compass, the legislature's work. In my opinion, you have been a hard hitting, hard headed legislature with considerable accomplishments to your credit, and to the benefit of the citizens of this state.

While you have required 93 legislative days to complete your deliberations, it is not an inconsiderable accomplishment

that you have faced issues and taken positive action on 750 bills and resolutions. You have passed over 430. You are indeed unique in your reluctance to reserve legislative judgment by reference of pending legislation to interim study commissions. Your affirmative and square facing up to the issues may have prolonged your session, but I am mindful of the fact that future sessions of the General Court will be the beneficiaries of your work. The Session Laws of 1955 — not the report of an interim commission — will be the basic point of departure of the 1957 session.

While the volume of your legislation is the largest in the history of this state, it is by the quality of your laws that you will be judged. I submit, that you should welcome judgment day.

In the vital area of state finances, you have substantially adopted my recommended operating budget for the biennium. In fact, your appropriations of unrestricted general fund revenues for the purpose of operating our state government were within one percent of my recommended appropriations. Your appropriations of all funds total almost \$100,000,000 for the biennium or within 1½% of my recommendation. You have also adopted a prudent capital budget of under \$2,000,000. You have been vigilantly aware of the sound financial principle that capital outlays entail concomitant operating expenses.

In the equally important area of increasing state revenues to avoid deficit financing, you passed all but one of my proposals. You continued the head tax for another two years. You increased the state's tax on pari-mutuel betting from five to six percent. You increased fees of domestic and foreign corporations, partnerships and proprietorships and you pioneered in the adoption of a law for the mandatory registration of partnerships every ten years. You assessed public utilities in a manner similar to the assessment of banks and insurance companies to reimburse the state regulatory agency for a portion of its regulatory expenses.

While you chose to reject in large measure the recommendations of the interim commission to revise the tax structure, which were transmitted to you with my endorsement, you have nevertheless made several important revisions in our tax structure. You modified applicable statutes to conform to changed equalization and valuation procedures, to

assure balanced distribution of state aid for highways, reimbursement to towns for forest fire fighting expenses, state aid to education, and to provide for continued conservative financing in towns and cities under our municipal finance act. Local tax exemption to non-resident charities has been eliminated. Classes of taxable personal property were expanded to include licensed trailers. Jeopardy assessments to prevent loss of personal property tax revenues to towns have been authorized. Coincidental with the liberalization of veterans' tax exemptions, you have authorized a study of all tax exemptions. The state interest and dividends tax has been amended to provide for a fixed rate of $4\frac{1}{4}$ percent of interest and dividend income in lieu of a variable and uncertain rate levied at the average rate of taxation.

The state tax commission has been authorized upon request to assist municipalities in the appraisal of taxable property and to charge back the expense to the municipality. Also, the tax commission's reassessment of taxable property may be allowed a prospective rather than a retrospective application in the discretion of the commission.

The state's inheritance tax law was amended to conform to changes in the federal tax code adopted in 1954.

Our traditional pride in the devoted service of our veterans was evidenced by your grant of a bonus to Korean veterans similar to the bonus given to veterans of World War II.

About \$1,500,000 has been appropriated, and bonds authorized, for capital improvements at our institutions. You have directed governor and council to construct an out-patient child guidance clinic, and to dispose of its present property; and you have requested our recommendations to the 1957 session of the legislature for an in-patient clinic.

The governing statute for the Laconia State School has been completely overhauled so as to provide for the more efficient functioning of this institution in harmony with its objective of serving the unfortunate mentally retarded.

I commend your action to aid and improve our public education system. Squarely in line with my recommendations, you have increased equalized state aid to education on an improved formula to the highest level in history — \$2,400,000 for the biennium, or \$600,000 over the previous biennium!!!

In one of your most significant acts you have inaugurated for the first time a program of state aid for school building construction. You have made an initial appropriation of \$350,000 for this purpose. This program underscores my deep and abiding conviction that our school building program should receive top priority in extending state aid to education.

Your ratification of the New England Higher Education Compact provides the vehicle for greater educational opportunities and services in the fields of medicine, dentistry, veterinary medicine, public health, literature and science. A new vocational building at Keene Teachers' College, a modern library building at the University of New Hampshire and a new women's dormitory at the University of New Hampshire further implement your efforts to aid education in our state.

Our industrial and recreational economy are the key to the progressive development of our state and standard of living. Your endorsement of a new state park on Spofford Lake and new state parks on Lake Winnepesaukee, if acceptable sites can be secured at a reasonable price, will increase revenues to the many businesses who service our recreational visitors. Your creation of an industrial development authority to develop industrial sites and plants in cooperation with local industrial foundations and communities within the limits of a prudent \$1,000,000 bond authorization, may constitute one of your most significant tangible aids to industry and to the citizens of our local communities. The state should recover its entire investment many times if the objectives of this bill are accomplished. State aid would cease as soon as private capital and resources assume the obligation undertaken by the state in aid of a local community. Further buttressing the coordinated development of our economy by cooperative effort on a decentralized basis, you have authorized the creation of advisory regional planning commissions, consisting of municipal and county members which may be financed in part by federal funds under the Federal Housing Act of 1954.

Our unemployment compensation law has received its first major overhaul since its adoption almost twenty years ago. Employers may now receive a preferential contribution rate in less time than under the old law; benefit rates to the unemployed have been increased; the unemployment compensation fund has been strengthened and collateral attacks upon the

fund have been successfully averted. Our minimum wage law has been increased to 75¢ per hour and our workmen's compensation law has been liberalized. In sum, you have shown a profound awareness of the problems of our economy and the hard working people of our state, and have done something about it — now!

Your early and expeditious action in approving a monumental recodification of our laws with annotations, is another significant accomplishment of this 1955 session.

You have appropriated \$40,000,000 for the biennium for maintenance and expansion of our highways.

The passage of a modified timber tax law preserving the conservation features of a yield tax deferred to the time of severance, launches the state upon a practicable, realistic timber tax program consonant with the objectives I expressed in my inaugural address. You have reasonably preserved the true conservation features of the law; you have safeguarded the interests of heavily timbered towns by a gradual reduction of the amount of reimbursements by the state, and you have reduced the overall cost to the state by about \$150,000 annually. Recognizing the necessity of review of even the most commendable efforts, you have provided for a review four years hence of the impact of the modified program upon heavily timbered towns. I consider your action in stabilizing the forest conservation law as an important accomplishment of my administration.

Another major accomplishment of this General Court has been the enactment of enabling legislation to integrate the state employees' retirement system with federal social security together with provisions for the extension of integrated or federal social security benefits to all cities, towns and counties of the state. You have enabled employees of the state and its political subdivisions to receive greater benefits after a referendum conducted under my supervision in cooperation with employees. At the same time you have established a method whereby the state may be relieved of \$3,500,000 of accrued liability during the next fifteen years and a method whereby employees may receive back \$1,400,000 of the excess of their accumulated contributions if the integrated plan — as I hope — will be adopted. The plan has been developed at a cost to the state of \$4,000.

You have recognized the need for examining our constitution for changes consistent with twentieth century operation of government by authorizing funds for a constitutional convention in 1956.

You effected sweeping revisions of our campaign expenditures law to establish certainty in both primary and general election spending by candidates for public offices. You also amended our primary law so as to authorize voting by spouses and dependents of armed services absentees, as recommended by me in behalf of President Eisenhower. You evidenced a gracious spirit of cooperation in extending your splendid hospitality to our great President.

Typical of the trust you have evidenced in me is your appropriation of \$25,000 for a study of personnel services with a view toward the more efficient functioning of our state government in the interests of all our citizens.

You have not been unmindful of the potential importance of atomic energy to the development of our economy by enacting legislation to coordinate developments in atomic energy as they may affect agriculture, industry, labor, public utilities and other aspects of our complex modern society.

You have implemented the legislative investigation of subversive activities under the office of the attorney general by enacting statutory standards of proof and by granting immunity to witnesses under the jurisdiction of our courts.

You have zealously preserved our constitutional separation of judicial, legislative and executive powers in all your actions, as I have endeavored to in mine.

It is my constitutional duty and desire to carry out your legislative policies and administer the affairs of this state with the resources you have placed at my disposal.

May I extend my heartfelt appreciation to each of you for your cooperation and substantial enactment of my recommended program.

I have executed all acts and resolves of this General Court.

I have been informed by the joint committee of the Senate and House of Representatives that you have completed the business of the session. Therefore, now, by the authority vested in me as governor, I do hereby declare the General Court of New Hampshire adjourned to the last Wednesday in December

in the year of our Lord one thousand nine hundred and fifty-six.

President Perkins requested the Reverend Mr. Reed, the Legislative chaplain of Goffstown, to pronounce the benediction on the deliberations of the Honorable Senate.

Whereupon, President Perkins declared the Senate adjourned until the last Wednesday of December, 1956.

BENJAMIN F. GREER,
Clerk.

A true copy, Attest:

BENJAMIN F. GREER,
Clerk.

APPENDIX I

FINAL DISPOSITION OF BILLS AND RESOLUTIONS

HB 1, An Act providing for the assessment and collection of a special head tax for state purposes.

Engrossed. Ch. 50, Laws of 1955.

HB 2, An Act relative to tobacco tax on sale of cigarettes.

House — Killed.

HB 3, An Act relative to pari mutuel pools and payments to towns and cities for race meets therein.

Engrossed. Ch. 74, Laws of 1955.

HB 4, An Act providing for local option for towns on the question of use of firearms in hunting deer in said town.

Engrossed. Ch. 268, Laws of 1955.

HB 5, An Act validating certain proceedings of the Bedford School District.

Engrossed. Ch. 383, Laws of 1955.

HB 6, An Act providing for exemption from payment of poll taxes for veterans of the Korean conflict.

Engrossed. Ch. 12, Laws of 1955.

HB 7, An Act providing a bounty on raccoon.

Killed.

HB 8, An Act relative to causes for divorce.

Killed.

HB 9, An Act relating to abandoned iceboxes.

Engrossed. Ch. 158, Laws of 1955.

HB 10, An Act relative to the designation of bargaining agencies for employees.

Engrossed. Ch. 75, Laws of 1955.

HB 11, An Act relative to forest lands under the jurisdiction of the forestry and recreation commission.

Killed.

HB 12, An Act authorizing an interests compact relating to flood control of the Merrimack River.

Killed.

HB 13, An Act relative to mileage for members of the legislature.

Engrossed. Ch. 228, Laws of 1955.

HB 14, An Act requiring a new registration of voters in the city of Dover.

Engrossed. Ch. 406, Laws of 1955.

HB 15, An Act relative to recordation of liens on real estate for payment of income tax.

Engrossed. Ch. 10, Laws of 1955.

HB 16, An Act to promote safety on the highways by regulating access to state highways to drive-in theaters.

Engrossed. Ch. 135, Laws of 1955.

HB 17, An Act relative to the salaries for Grafton county commissioners.

Senate — Killed.

HB 18, An Act increasing the appropriation for dormitory at Keene Teachers College.

Engrossed. Ch. 9, Laws of 1955.

HB 19, An Act relating to prisoners committed to a house of correction.

Engrossed. Ch. 29, Laws of 1955.

HB 20, An Act legalizing the biennial election in the town of Newport.

Engrossed. Ch. 387, Laws of 1955.

HB 21, An Act relating to the par value of the shares of stock of insurance companies.

Engrossed. Ch. 6, Laws of 1955.

HB 22, An Act relative to the care and custody of females transferred to the custody of the state prison.

Engrossed. Ch. 61, Laws of 1955.

HB 23, An Act to legalize greyhound racing in New Hampshire and to establish a state greyhound racing commission.

House — Killed.

HB 24, An Act providing that persons receiving certain federal benefits not disqualified from state unemployment benefits.

Engrossed. Ch. 4, Laws of 1955.

HB 25, An Act relative to forest conservation and taxation.

Engrossed. Ch. 287, Laws of 1955.

HB 26, An Act providing for the application of motor vehicle laws on highways on land owned by the United States of America.

Engrossed. Ch. 90, Laws of 1955.

HB 27, An Act relative to fees for the recordation of merger and consolidation agreements between business corporations.

Engrossed. Ch. 1, Laws of 1955.

HB 28, An Act relative to printing session laws.

Engrossed. Ch. 2, Laws of 1955.

HB 29, An Act relative to number of write-in votes at primary elections.

Engrossed. Ch. 3, Laws of 1955.

HB 30, An Act relative to recount of votes after the biennial election.

Killed.

HB 31, An Act relative to change in classification of highway in Alstead and Gilsum.

Engrossed. Ch. 13, Laws of 1955.

HB 32, An Act authorizing public inspection of welfare records.

Killed.

HB 33, An Act providing for supplemental appropriations for certain state departments.

Engrossed. Ch. 5, Laws of 1955.

HB 34, An Act relating to the use of facsimile signatures in the drawing of checks by the treasurers of public bodies.

Engrossed. Ch. 81, Laws of 1955.

HB 35, An Act relating to the salary of the superintendent of the state sanatorium.

Killed.

HB 36, An Act to provide recognition of the war service of residents of this state who served in the armed forces of the United States during the Korean conflict.

Engrossed. Ch. 286, Laws of 1955.

HB 37, An Act relating to hawkers and peddlers.

Engrossed. Ch. 185, Laws of 1955.

HB 38, An Act to establish a board of boiler rules and to provide for inspection of boilers and unfired pressure vessels.

Killed.

HB 39, An Act relative to taking wild deer.

Engrossed. Ch. 264, Laws of 1955.

HB 40, An Act providing for an income tax.

Killed.

HB 41, An Act increasing the fee for retailer's license under tobacco tax law.

Killed.

HB 42, An Act relative to the sewerage system in the town of Jaffrey.

Engrossed. Ch. 385, Laws of 1955.

HB 43, An Act relative to forest conservation.

Killed.

HB 44, An Act relative to granting school districts and cities temporary emergency exemption from the provisions of the municipal finance act.

Engrossed. Ch. 11, Laws of 1955.

HB 45, An Act changing the classification of a road in the town of Merrimack.

Engrossed. Ch. 8, Laws of 1955.

HB 46, An Act changing classification of the so-called King's highway.

Engrossed. Ch. 26, Laws of 1955.

HB 47, An Act relative to investigation of subversive activities.

Engrossed. Ch. 197, Laws of 1955.

HB 48, An Act relative to distribution of election material by minors.

Killed.

HB 49, An Act relative to benefit, rates, earnings in waiting period and merit rates, under the unemployment compensation law.

Engrossed. Ch. 7, Laws of 1955.

HB 50, An Act legalizing the biennial election held in the town of Newbury, November 2, 1954.

Engrossed. Ch. 388, Laws of 1955.

HB 51, An Act relative to standards of proof of subversive activities.

Engrossed. Ch. 181, Laws of 1955.

HB 52, An Act to ratify the New England higher education compact.

Engrossed. Ch. 232, Laws of 1955.

HB 53, An Act relative to highway appropriations.

Engrossed. Ch. 186, Laws of 1955.

HB 54, An Act relative to marine toilets and disposal of sewage from boats.

Killed.

HB 55, An Act providing for the classification of Salmon brook and its watershed.

Engrossed. Ch. 24, Laws of 1955.

HB 56, An Act providing for the classification of certain surface waters in Grafton county.

Engrossed. Ch. 91, Laws of 1955.

HB 57, An Act providing for the classification of Pennichuck brook and its watershed.

Engrossed. Ch. 25, Laws of 1955.

HB 58, An Act providing for the classification of certain surface waters in Cheshire county.

Engrossed. Ch. 168, Laws of 1955.

HB 59, An Act providing for the classification of Baker river and its watershed.

Engrossed. Ch. 233, Laws of 1955.

HB 60, An Act relative to migratory game birds.

Engrossed. Ch. 30, Laws of 1955.

HB 61, An Act relative to the taking of wild bear.

Engrossed. Ch. 234, Laws of 1955.

HB 62, An Act relative to airport zoning.

Engrossed. Ch. 58, Laws of 1955.

HB 63, An Act to prevent malicious delay of fire alarms.

Engrossed. Ch. 235, Laws of 1955.

HB 64, An Act relative to aeronautical funds.

Engrossed. Ch. 73, Laws of 1955.

HB 65, An Act relative to liability in the operation of aircraft.

Engrossed. Ch. 187, Laws of 1955.

HB 66, An Act relating to fees and licenses for the sale of liquor in restaurants.

Killed.

HB 67, An Act relative to travel expenses of members of the interstate control commission.

Killed.

HB 68, An Act relative to water pollution, reclamation projects.

Engrossed. Ch. 82, Laws of 1955.

HB 69, An Act relating to the issue of duplicates of lost deposit books.

Engrossed. Ch. 14, Laws of 1955.

HB 70, An Act relative to the payment of forest fire expenses.

Engrossed. Ch. 188, Laws of 1955.

HB 71, An Act relative to reimbursement of municipalities for forest fire expenses.

Engrossed. Ch. 189, Laws of 1955.

HB 72, An Act relative to the charter of the trustees of the Protestant Episcopal Church in New Hampshire.

Engrossed. Ch. 391, Laws of 1955.

HB 73, An Act to regulate the sale and distribution of mixed fertilizers and fertilizer material in the state.

Engrossed. Ch. 52, Laws of 1955.

HB 74, An Act relating to the Gale Home for Aged and Destitute Women.

Engrossed. Ch. 389, Laws of 1955.

HB 75, An Act to revise and codify the revised statutes of the state of New Hampshire.

Engrossed. Not included in Session Laws, 1955.

HB 76, An Act relative to extension of or additions to the Portsmouth-Seabrook toll road (known as the New Hampshire Turnpike), the Spaulding Turnpike and the Frederic E. Everett Highway.

Killed.

HB 77, An Act relative to destruction of old insurance records.

Engrossed. Ch. 44, Laws of 1955.

HB 78, An Act relative to motor vehicle weights.

Engrossed. Ch. 230, Laws of 1955.

HB 79, An Act relative to the number of small claims which may be filed in small claims court.

Engrossed. Ch. 15, Laws of 1955.

HB 80, An Act relative to computation of final compensation for determination of retirement allowance under the employees' retirement system of the state of New Hampshire.

Killed.

HB 81, An Act relative to penalties for certain motor vehicle violations.

Engrossed. Ch. 282, Laws of 1955.

HB 82, An Act relative to qualifications for registration as legislative counsel.

Killed.

HB 83, An Act relative to bow and arrow licenses for minors.

Engrossed. Ch. 136, Laws of 1955.

HB 84, An Act relative to employment of members of the General Court at race meets.

Killed.

HB 85, An Act relative to hunting and fishing licenses.

Engrossed. Ch. 22, Laws of 1955.

HB 86, An Act relative to tractors or trucks used on snow-mobiles.

Killed.

HB 87, An Act relative to motor vehicle inspection stations.

Killed.

HB 88, An Act relative to penalty for failure to surrender motor vehicle license, registration or number plate upon demand.

Engrossed. Ch. 143, Laws of 1955.

HB 89, An Act relative to manner of driving motor vehicles, hand signals.

Engrossed. Ch. 53, Laws of 1955.

HB 90, An Act relating to motor vehicles of minors.

Killed.

HB 91, An Act relative to shooting wild animals in the nighttime.

Killed.

HB 92, An Act relative to the mortgage of corporate assets by authority of the board of directors.

Engrossed. Ch. 19, Laws of 1955.

HB 93, An Act relative to classification of a certain road in the town of Stratford.

Engrossed. Ch. 31, Laws of 1955.

HB 94, An Act relative to taking of oysters, lobsters, crabs, and clams.

Engrossed. Ch. 308, Laws of 1955.

HB 95, An Act to amend and codify the marine fisheries laws.

Killed.

HB 96, An Act relative to pre-packaged meat, poultry and fish.

Killed.

HB 97, An Act relative to spare or substitute highway toll collectors.

Killed.

HB 98, An Act providing for a constitutional convention.

Engrossed. Ch. 42, Laws of 1955.

HB 99, An Act legalizing the annual town meeting and certain special town meeting in the town of Hudson.

Engrossed. Ch. 384, Laws of 1955.

HB 100, An Act relative to standards of quality for ammonia.

Killed.

HB 101, An Act relative to exemption from fees for seeing eye dogs.

Engrossed. Ch. 16, Laws of 1955.

HB 102, An Act relative to use of binder chains on motor vehicles carrying pulp wood.

Engrossed. Ch. 122, Laws of 1955.

HB 103, An Act relative to motor vehicle operators' occupational licenses.

Killed.

HB 104, An Act relative to the prohibition of rifles while hunting raccoon at night.

Killed.

HB 105, An Act relative to bonded indebtedness of the town of Hancock.

Engrossed. Ch. 390, Laws of 1955.

HB 106, An Act relative to wounding a human being while hunting.

Engrossed. Ch. 66, Laws of 1955.

HB 107, An Act relative to trusts for care of cemetery lots.

Engrossed. Ch. 27, Laws of 1955.

HB 108, An Act relative to the acquisition of land by the state.

Killed.

HB 109, An Act relative to the authority to issue licenses to carry concealed pistols and revolvers.

Killed.

HB 110, An Act relative to agricultural vehicles and trucks.

Engrossed. Ch. 144, Laws of 1955.

HB 111, An Act relative to special fish and game licenses for members of the armed forces of the United States.

Engrossed. Ch. 100, Laws of 1955.

HB 112, An Act relative to bonds of the city of Portsmouth.

Engrossed. Ch. 416, Laws of 1955.

HB 113, An Act providing for a study and establishment of recreational areas in Lake Winnepesaukee region.

Engrossed. Ch. 326, Laws of 1955.

HB 114, An Act relative to games of beano.

Killed.

HB 115, An Act for county cooperative extension work in agriculture and home economics.

Killed.

HB 116, An Act relative to the discharge of firearms.

Killed.

HB 117, An Act relative to payment of wages of a deceased person.

Engrossed. Ch. 69, Laws of 1955.

HB 118, An Act relative to taking of wild deer.

Killed.

HB 119, An Act granting discretionary authority to probate courts in connection with bonds of trustees.

Engrossed. Ch. 20, Laws of 1955.

HB 120, An Act relating to holidays.

Engrossed. Ch. 145, Laws of 1955.

HB 121, An Act prohibiting the sale of bows and arrows in certain cases.

Killed.

HB 122, An Act relative to extra pay for the police force in the city of Manchester at certain times.

Killed.

HB 123, An Act relative to the establishment of fishing regulations.

Engrossed. Ch. 32, Laws of 1955.

H.B. 124, An Act increasing the fee for registration of trade names and partnerships.

Engrossed. Ch. 59, Laws of 1955.

HB 125, An Act repealing a certain appropriation for the so-called children's study home.

Killed.

HB 126, An Act relative to brook trout.

Engrossed. Ch. 33, Laws of 1955.

HB 127, An Act relating to the execution of bonds of the state.

Engrossed. Ch. 34, Laws of 1955.

HB 128, An Act providing for the registration of plumbers.

Killed.

HB 129, An Act relative to the payment of poll taxes.

Engrossed. Ch. 39, Laws of 1955.

HB 130, An Act relating to the Sandwich Notch and Dale road in the towns of Sandwich and Thornton.

Engrossed. Ch. 54, Laws of 1955.

HB 131, An Act relative to false fire alarms.

Killed.

HB 132, An Act relative to rights of members of the communist party in this state.

Killed.

HB 133, An Act to increase the amount of property permitted to be held by the New Hampshire Conference Preachers' Aid Society of the Methodist Church.

Engrossed. Ch. 392, Laws of 1955.

HB 134, An Act to provide for the perambulation of the Maine and New Hampshire boundary line.

Engrossed. Ch. 45, Laws of 1955.

HB 135, An Act relating to the taxation of house trailers.

Engrossed. Ch. 137, Laws of 1955.

HB 136, An Act relative to school building aid.

Engrossed. Vetoed.

HB 137, An Act relative to the sale of spirituous liquor and beverages on election days.

Killed.

HB 138, An Act relative to forest fire protection and appointment of wardens.

Engrossed. Ch. 146, Laws of 1955.

HB 139, An Act relative to notices for meetings of the city council of Concord.

Engrossed. Ch. 409, Laws of 1955.

HB 140, An Act relating to the New Hampshire Veterans' Association.

Engrossed. Ch. 441, Laws of 1955.

HB 141, An Act relative to the appraisal of taxable property.

Killed.

HB 142, An Act relative to employment, suspension and dismissal of teachers.

Killed.

HB 143, An Act relating to taxation of insurance premiums.

Killed.

HB 144, An Act relative to the rate of tax on interest and dividends.

Killed.

HB 145, An Act relating to an equalized average income tax rate.

Killed.

HB 146, An Act to control motor vehicle and machinery junk yards and public dumps.

Engrossed. Ch. 275, Laws of 1955.

HB 147, An Act relating to the sale of investments by guardians and trustees of estates.

Killed.

HB 148, An Act to authorize summary procedure for judgment in actions of contract to which there is no defense.

Engrossed. Ch. 46, Laws of 1955.

HB 149, An Act exercising appearance for motor vehicle violations in certain cases.

Killed.

HB 150, An Act to authorize administration of small estates upon giving bond without sureties.

Engrossed. Ch. 47, Laws of 1955.

HB 151, An Act relative to illegal night hunting.

Engrossed. Ch. 62, Laws of 1955.

HB 152, An Act providing for advance sheets of session laws.

Engrossed. Ch. 23, Laws of 1955.

HB 153, An Act relating to attachments.

Engrossed. Ch. 21, Laws of 1955.

HB 154, An Act relating to the return of writs in superior court.

Engrossed. Ch. 63, Laws of 1955.

HB 155, An Act relating to the taxation of legacies and successions.

Killed.

HB 156, An Act to provide coverage for certain civilian employees of the national guard under the old age and survivors' insurance provisions of Title II of the Federal Social Security Act, as amended.

Engrossed. Ch. 92, Laws of 1955.

HB 157, An Act relative to the military rank of the adjutant-general.

Engrossed. Ch. 55, Laws of 1955.

HB 158, An Act relating to the commission on uniform state laws.

Engrossed. Ch. 35, Laws of 1955.

HB 159, An Act relative to the salary of treasurer of Rockingham county.

Killed.

HB 160, An Act relative to state aid for school transportation.

Killed.

HB 161, An Act relative to state aid to education.

Killed.

HB 162, An Act relative to teachers' minimum salaries.

Killed.

HB 163, An Act relating to taxation of life insurance companies.

Killed.

HB 164, An Act relating to Oyster River Cooperative School District.

Engrossed. Ch. 394, Laws of 1955.

HB 165, An Act relating to the non-military use of state armories.

Engrossed. Ch. 40, Laws of 1955.

HB 166, An Act relative to manner of driving motor vehicles.

Killed.

HB 167, An Act relative to expenditure of state funds on class IV compact section highways.

Engrossed. Ch. 333, Laws of 1955.

HB 168, An Act to coordinate development and regulatory activities relating to the peaceful use of atomic energy.

Engrossed. Ch. 281, Laws of 1955.

HB 169, An Act to secure the right of mortgagees in highway land damage cases.

Engrossed. Ch. 56, Laws of 1955.

HB 170, An Act creating a group life insurance program for state employees.

Killed.

HB 171, An Act relative to benefits under the Employees' Retirement System of the State of New Hampshire.

Killed.

HB 172, An Act relative to mileage rate for state employees using private cars.

Engrossed. Ch. 257, Laws of 1955.

HB 173, An Act relative to donations for highway purposes.

Engrossed. Ch. 36, Laws of 1955.

HB 174, An Act providing funds for highway improvement.

Engrossed. Ch. 280, Laws of 1955.

HB 175, An Act to prevent the interruption of municipal services and to continue good relations existing between the New Hampshire municipalities and their employees.

Killed.

HB 176, An Act to authorize payroll deductions on account of association and/or union dues in the state service of the state of New Hampshire with approval of the governor and council and of employees of subordinate jurisdictions of the state.

Killed.

HB 177, An Act relative to years of service under employees' retirement system.

Killed.

HB 178, An Act to provide that all state employees and employees of political subdivisions shall be subject to the provisions of unemployment compensation.

Killed.

HB 179, An Act to authorize the establishment of a basic work week.

Killed.

HB 180, An Act relative to coverage of officers and employees of the state and municipalities under the old age and survivors insurance.

Killed.

HB 181, An Act relative to fishing and hunting licenses for certain non-residents.

Killed.

HB 182, An Act relative to the use of rifles in shotgun towns.

Killed.

HB 183, An Act relating to satisfaction of judgments by motor vehicle owners and operators.

Engrossed. Ch. 93, Laws of 1955.

HB 184, An Act relative to honorary hunting and fishing licenses.

Engrossed. Ch. 41, Laws of 1955.

HB 185, An Act relating to officers of the state committees of political parties.

Engrossed, Ch. 37, Laws of 1955.

HB 186, An Act relating to fiduciary powers of trust companies and national banks.

Killed.

HB 187, An Act providing for giving notice of claims for damages for skiing injuries.

Engrossed. Ch. 220, Laws of 1955.

HB 188, An Act relative to liability under insurance policies issued to the parents of minor children.

Killed.

HB 189, An Act relating to the placing of fill in Great pond.

Engrossed. Ch. 244, Laws of 1955.

HB 190, An Act relating to discrimination because of race, creed, color, ancestry or national origin.

Killed.

HB 191, An Act relative to the practice of dentistry.

Engrossed. Ch. 68, Laws of 1955.

HB 192, An Act relative to railroad overhead bridges and underpasses and clearings of grade crossing quadrants.

Engrossed. Ch. 147, Laws of 1955.

HB 193, An Act relative to the care and custody of female convicts.

Engrossed. Ch. 38, Laws of 1955.

HB 194, An Act relating to real estate mortgages.

Engrossed. Ch. 64, Laws of 1955.

HB 195, An Act to provide for the giving of security by owners and operators of aircraft involved in accidents and to provide for administration thereof.

Engrossed. Ch. 211, Laws of 1955.

HB 196, An Act relative to foreign corporations operating motor vehicles in intrastate commerce.

Engrossed. Ch. 101, Laws of 1955.

HB 197, An Act relative to exemptions under motor vehicle road toll law.

Killed.

HB 198, An Act relative to distribution of certain assets of dissolved business corporations.

Engrossed. Ch. 118, Laws of 1955.

HB 199, An Act relative to competitive bidding for county purchases.

Killed.

HB 200, An Act relative to the powers of the board of medical examiners.

Engrossed. Ch. 169, Laws of 1955.

HB 201, An Act relative to the fees of medical referees.

Engrossed. Ch. 123, Laws of 1955.

HB 202, An Act relative to forfeiture of devices used for illegal night hunting.

Engrossed. Ch. 48, Laws of 1955.

HB 203, An Act relative to domestic animals killed or wounded by hunters.

Killed.

HB 204, An Act providing for the development of Concord Lake Project.

Engrossed. Ch. 313, Laws of 1955.

HB 205, An Act relating to the authority of the surveyor of the city of Manchester.

Killed.

HB 206, An Act relating to the charter of the city of Portsmouth.

Engrossed. Ch. 417, Laws of 1955.

HB 207, An Act relative to unemployment compensation for employees of the state and of political subdivisions and instrumentalities thereof.

Legislative Council.

HB 208, An Act to permit welfare medical payments from working capital.

Killed.

HB 209, An Act relating to School Superintendents in the State Employees' Retirement System.

Empressed. Ch. 161, Laws of 1955.

HB 210, An Act relative to vacations for employees of the city of Manchester.

Engrossed. Ch. 451. Laws of 1955.

HB 211, An Act relating to check lists and party enrollment.

Killed.

HB 212, An Act relative to sidewalk vendors.

Killed.

HB 213, An Act relating to school attendance.

Killed.

HB 214, An Act relative to requirements of financial responsibility after judgment of court.

Engrossed. Ch. 164, Laws of 1955.

HB 215, An Act relative to the posting of land adjacent to woodlands.

Engrossed. Ch. 176, Laws of 1955.

HB 216, An Act relative to jurisdiction of motor vehicle laws.

Killed.

HB 217, An Act relative to prior service credits for state officials and employees.

Engrossed. Ch. 202, Laws of 1955.

HB 218, An Act relative to the posting of land.

Engrossed. Ch. 165, Laws of 1955.

HB 219, An Act relative to elk.

Engrossed. Ch. 43, Laws of 1955.

HB 220, An Act relating to compensation for the board of registrars in the city of Portsmouth.

Engrossed. Ch. 419, Laws of 1955.

HB 221, An Act relating to real estate brokers and salesmen.

Killed.

HB 222, An Act relative to the manner of conducting elections.

Killed.

HB 223, An Act to simplify requirements for absentee voting.

Engrossed. Ch. 307, Laws of 1955.

HB 224, An Act relating to motor vehicle financial responsibility.

Engrossed. Ch. 76, Laws of 1955.

HB 225, An Act relative to repeal of motor vehicle liability bond provisions.

Engrossed. Ch. 94, Laws of 1955.

HB 226, An Act relative to bids and contracts for state printing and binding.

Killed.

HB 227, An Act relative to issuance of special wholesaler's permit under the alcoholic beverage laws.

Killed.

HB 228, An Act relating to the board of registrars in the city of Portsmouth.

Engrossed. Ch. 420, Laws of 1955.

HB 229, An Act relative to the authority of the public utilities commission.

Killed.

HB 230, An Act relative to the incontestability of a tax deed.

Killed.

HB 231, An Act relating to the qualifications of members of the public utilities commission.

Killed.

HB 232, An Act relative to compensation of appeal tribunal and advisory council members under the unemployment compensation law.

Engrossed. Ch. 77, Laws of 1955.

HB 233, An Act relating to the liability for payment of poll taxes.

Killed.

HB 234, An Act to increase the salary of the justice of the Nashua municipal court.

Killed.

HB 235, An Act relating to licenses for games of beano.

Killed.

HB 236, An Act relative to parents' liability to children.

Killed.

HB 237, An Act relative to the unemployment compensation law.

Engrossed. Ch. 141, Laws of 1955.

HB 238, An Act providing for statements in connection with nolle prosequi of prosecution.

Killed.

HB 239, An Act relative to the police of the city of Franklin.

Killed.

HB 240, An Act relative to reckless and careless operation of motor vehicles.

Engrossed. Ch. 109, Laws of 1955.

HB 241, An Act relative to keeping motor vehicles free from obstructions of ice and snow.

Engrossed. Ch. 336, Laws of 1955.

HB 242, An Act relative to outside rear vision mirrors on motor vehicles.

Killed.

HB 243, An Act relative to requirement for use of so-called mud flaps on certain motor vehicles.

Engrossed. Ch. 110, Laws of 1955.

HB 244, An Act relative to minimum speed regulation of motor vehicles.

Engrossed. Ch. 119, Laws of 1955.

HB 245, An Act dividing Grafton county into commissioner districts.

Engrossed. Ch. 261, Laws of 1955.

HB 246, An Act dividing Grafton county into commissioner districts.

Killed.

HB 247, An Act relative to the salary of the sheriff of Grafton county.

Killed.

HB 248, An Act relative to perpetual inventory records and the transfer of unused supplies and equipment.

Engrossed. Ch. 67, Laws of 1955.

HB 249, An Act relative to the New Hampshire shore and beach preservation commission.

Engrossed. Ch. 250, Laws of 1955.

HB 250, An Act relative to the forestry and recreation insurance coverage.

Killed.

HB 251, An Act relative to protection of illegitimate children.

Killed.

HB 252, An Act relative to prerequisites for burial permits.

Engrossed. Ch. 95, Laws of 1955.

HB 253, An Act requiring causes of death to be printed or typed on certificates of death.

Killed.

HB 254, An Act relative to a report of birth.

Engrossed. Ch. 148, Laws of 1955.

HB 255, An Act providing for state participation in water pollution control costs through financial aid to municipalities.

Legislative Council.

HB 256, An Act relative to class III recreational roads.

Killed.

HB 257, An Act relative to the change of designation of the deputy director of recreation and to the salary of said office.

Engrossed. Ch. 321, Laws of 1955.

HB 258, An Act relative to expiration date of trapping licenses.

Killed.

HB 259, An Act relating to unfair competition in the sale of motor fuels.

Killed.

HB 260, An Act relative to sales and use tax for raising public money.

Killed.

HB 261, An Act relative to prohibited interests by wholesalers of beverages.

Killed.

HB 262, An Act to assist needy school districts and improve education.

Killed.

HB 263, An Act relative to rights of way established by prescription or adverse possession.

Killed.

HB 264, An Act relating to escape from state prison.

Killed.

HB 265, An Act relative to municipal budget committee and its powers and duties.

Killed.

HB 266, An Act relating to transportation of school children.

Killed.

HB 267, An Act to establish a motor vehicle law appeals commission.

Killed.

HB 268, An Act relative to service exemptions for veterans.

Killed.

HB 269, An Act relative to the federal soil conservation and domestic allotment act.

Engrossed. Ch. 85, Laws of 1955.

HB 270, An Act relative to the taking of lake trout.

Killed.

HB 271, An Act to equalize educational opportunities and to improve the public elementary and high schools of New Hampshire.

Engrossed. Ch. 331, Laws of 1955.

HB 272, An Act relative to sale of pheasants for resale.

Engrossed. Ch. 87, Laws of 1955.

HB 273, An Act relative to school studies.

Killed.

HB 274, An Act relating to the sale of unlicensed dogs by humane societies.

Engrossed. Ch. 84, Laws of 1955.

HB 275, An Act relative to taking deer.
Killed.

HB 276, An Act to regulate the practice of professional engineering.

Engrossed. Ch. 124, Laws of 1955.

HB 277, An Act relative to the storing of explosives.
Engrossed. Ch. 190, Laws of 1955.

HB 278, An Act relative to a small game license for Coos county.

Engrossed. Ch. 105, Laws of 1955.

HB 279, An Act relative to the fees for sealing and stamping beaver skins.

Engrossed. Ch. 57, Laws of 1955.

HB 280, An Act providing for a bounty on fox.
Killed.

HB 281, An Act relative to field trials for dogs.
Engrossed. Ch. 78, Laws of 1955.

HB 282, An Act relative to the repeal of the school per capita tax.

Killed.

HB 283, An Act relative to the charter of the Dartmouth Savings Bank at Hanover.

Engrossed. Ch. 405, Laws of 1955.

HB 284, An Act relative to the definition of group life insurance.

Engrossed. Ch. 79, Laws of 1955.

HB 285, An Act relative to the construction of a new library building and the remodeling of the present library building for instructional purposes at the University of New Hampshire, and to be liquidated from income.

Engrossed. Ch. 212, Laws of 1955.

HB 286, An Act establishing plant and seed certification.
Engrossed. Ch. 83, Laws of 1955.

HB 287, An Act relative to payment of expenses of town common trust funds.

Killed.

HB 288, An Act relative to the open season for taking fur-bearing animals.

Engrossed. Ch. 65, Laws of 1955.

HB 289, An Act providing a time when residents only may take wild deer.

Killed.

HB 290, An Act banning all motorboating on all reclaimed trout ponds.

Killed.

HB 291, An Act relative to use of outboard motors for fishing on reclaimed trout ponds.

Killed.

HB 292, An Act relative to trolling with large spinners in reclaimed ponds.

Engrossed. Ch. 106, Laws of 1955.

HB 293, An Act providing penalties for throwing refuse on public waters and lands bordering the same.

Engrossed. Ch. 170, Laws of 1955.

HB 294, An Act relating to defamation by radio or television.

Killed.

HB 295, An Act relative to re-examination of holders of licenses to operate motor vehicles.

Engrossed. Ch. 294, Laws of 1955.

HB 296, An Act establishing a board of fire commissioners for the city of Laconia.

Engrossed. Ch. 440, Laws of 1955.

HB 297, An Act making certain records relative to race meets available to the public.

Killed.

HB 298, An Act relative to the salaries of the Strafford county commissioners.

Killed.

HB 299, An Act relative to the definition of the term "employment" under the federal old-age and survivors' insurance act.

Killed.

HB 300, An Act relative to membership of county employees in the employees' retirement system.

Killed.

HB 301, An Act to provide for notice when a highway running between two towns is discontinued.

Engrossed. Ch. 107, Laws of 1955.

HB 302, An Act relative to fees for stamping beaver skins.

Killed.

HB 303, An Act providing for an income tax.

Killed.

HB 304, An Act naming the Governor Wentworth Highway.

Engrossed. Ch. 138, Laws of 1955.

HB 305, An Act relative to registration of voters in Ward 2 of the city of Concord.

Engrossed. Ch. 400, Laws of 1955.

HB 306, An Act relative to the salary of the Strafford County Solicitor.

Killed.

HB 307, An Act to increase the salary of the Hillsborough County Commissioners.

Engrossed. Ch. 269, Laws of 1955.

HB 308, An Act relative to membership of the water pollution commission.

Engrossed. Ch. 96, Laws of 1955.

HB 309, An Act relative to the licensing of dogs.

Killed.

HB 310, An Act relative to computation of benefits under the firemen's retirement system.

Killed.

HB 311, An Act relative to the construction of a dormitory for women at the University of New Hampshire, and to be liquidated from income.

Engrossed. Ch. 174, Laws of 1955.

HB 312, An Act relating to interstate compact on juveniles.

Engrossed. Ch. 121, Laws of 1955.

HB 313, An Act relative to mileage allowances for members of the general court.

Killed.

HB 314, An Act to provide for the installation of windshields and tops on track motor cars operated by railroads.

Killed.

HB 315, An Act relative to salary of Coos county solicitor.

Killed.

HB 316, An Act licensing bulk milk collector tank drivers and concerns operating bulk milk collector tank routes in New Hampshire.

Engrossed. Ch. 86, Laws of 1955.

HB 317, An Act relative to minimum prices and regulation of hours in barber shops.

Killed.

HB 318, An Act to amend the religious corporations law in relation to the incorporation of Orthodox parishes.

Engrossed. Ch. 88, Laws of 1955.

HB 319, An Act relative to wild bear.

Killed.

HB 320, An Act authorizing the town of Newport to fund or refund its indebtedness.

Engrossed. Ch. 410, Laws of 1955.

HB 321, An Act to increase the borrowing power of the Central Hooksett Water Precinct.

Engrossed. Ch. 412, Laws of 1955.

HB 322, An Act to change allocation of funds from inspections in the department of agriculture.

Engrossed. Ch. 241, Laws of 1955.

HB 323, An Act relative to killing self hunting dogs.

Killed.

HB 324, An Act providing for a one per cent sales and use tax for education and to increase state funds.

Killed.

HB 325, An Act providing bonus benefits to certain veterans of the Korean conflict with racing fund contributions.

Killed.

HB 326, An Act relative to the construction or alteration of highways, and the assessment of highway construction damages.

Killed.

HB 327, An Act to provide state aid for nursing education.
Referred to the 1957 General Court.

HB 328, An Act to change the name of the nurse examiners and to increase the fees for nurse registration.

Engrossed. Ch. 306, Laws of 1955.

HB 329, An Act relative to disabled veterans.

Engrossed. Ch. 283, Laws of 1955.

HB 330, An Act relative to absentee voting.

Killed.

HB 331, An Act relative to protection of public water supply.

Engrossed. Ch. 245, Laws of 1955.

HB 332, An Act relative to the payment of poll and head taxes.

Engrossed. Ch. 125, Laws of 1955.

HB 333, An Act relative to workmen's compensation.

Referred to 1957 General Court.

HB 334, An Act relative to the observance of the memory of General Lafayette.

Engrossed. Ch. 126, Laws of 1955.

HB 335, An Act to change the fees for the licenses and permits of practical nurses.

Engrossed. Ch. 207, Laws of 1955.

HB 336, An Act relative to residence of officers and directors of savings banks and building and loan associations.

Killed.

HB 337, An Act increasing the membership of the fish and game commission, and relating to the terms of the fish and game director.

Engrossed. Ch. 251, Laws of 1955.

HB 338, An Act relative to fish and game commission.
Killed.

HB 339, An Act relative to taking otter during open season for taking beaver.

Engrossed. Ch. 97, Laws of 1955.

HB 340, An Act to prevent the destruction of the New Hampshire elk.

Killed.

HB 341, An Act relative to payment of tuition of high school pupils.

Engrossed. Ch. 166, Laws of 1955.

HB 342, An Act relative to the pay of the national guard.

Engrossed. Ch. 127, Laws of 1955.

HB 343, An Act relative to state employees' group life insurance.

Killed.

HB 344, An Act authorizing purchase of group term life insurance covering state employees.

Killed.

HB 345, An Act relating to absentee voting at biennial election in Berlin.

Engrossed. Ch. 458, Laws of 1955.

HB 346, An Act changing the effective date of the classification of certain waters of the Piscataquog river and its tributaries.

Killed.

HB 347, An Act relative to the licensing, inspection and regulation of hospitals and related institutions.

Killed.

HB 348, An Act relative to the minimum wage law.

Killed.

HB 349, An Act relative to hourly wage for employees.
Engrossed. Ch. 288, Laws of 1955.

HB 350, An Act relative to workmen's compensation.
Engrossed. Ch. 98, Laws of 1955.

HB 351, An Act relative to the weight of ice cream.
Killed.

HB 352, An Act relative to the licensing of auctioneers.
Killed.

HB 353, An Act relating to extended coverage in policies
of liability insurance.

Engrossed. Ch. 128, Laws of 1955.

HB 354, An Act providing for released time from school
attendance for religious education.

Killed.

HB 355, An Act relating to the assessment of the ex-
penses of the public utilities commission against certain public
utilities.

Engrossed. Ch. 203, Laws of 1955.

HB 356, An Act relative to tax on the sale of cigarettes
and on the sale of tobacco products.

Killed.

HB 357, An Act relating to appropriations for the Uni-
versity of New Hampshire.

Killed.

HB 358, An Act relative to fees for business, voluntary
and foreign corporations.

Engrossed. Ch. 171, Laws of 1955.

HB 359, An Act relative to maintenance of the Hooksett
village bridge in the town of Hooksett.

Killed.

HB 360, An Act relative to fishing in small brooks and
lakes after same have been stocked.

Killed.

HB 361, An Act relative to taxes in unincorporated places.
Engrossed. Ch. 224, Laws of 1955.

HB 362, An Act relative to dredging Hampton Harbor, protection of shore at Boar's Head in the town of Hampton, and a study of seacoast erosion problems.

Engrossed. Ch. 265, Laws of 1955.

HB 363, An Act relative to pedestrians and to dimming lights on motor vehicles, and trailer break away safety chains on trailers.

Engrossed. Ch. 295, Laws of 1955.

HB 364, An Act relating to cropping dogs' ears.

Engrossed. Ch. 129, Laws of 1955.

HB 365, An Act relative to taxation in Pittsburgh and Clarksville.

Engrossed. Ch. 327, Laws of 1955.

HB 366, An Act providing for special fund for certain printing by planning and development commission.

Killed.

HB 367, An Act to change classification of a road in the town of Milan.

Killed.

HB 368, An Act extending the powers of the Plymouth Village Fire District.

Engrossed. Ch. 411, Laws of 1955.

HB 369, An Act to establish the rights and qualifications of non-resident real estate owners to vote.

Referred to Judicial Council.

HB 370, An Act relative to trespass and theft of forest growth.

Killed.

HB 371, An Act relative to borrowing by the Campton Village Precinct.

Engrossed. Ch. 393, Laws of 1955.

HB 372, An Act relative to special motor vehicle number plates for members of the General Court and certain law enforcement officers.

Engrossed. Ch. 28, Laws of 1955.

HB 373, An Act relative to taxation of certain personal property.

Killed.

HB 374, An Act establishing a division of appraisals within the department of the tax commission.

Engrossed. Ch. 246, Laws of 1955.

HB 375, An Act establishing a state revenue-raising pool.

Killed.

HB 376, An Act increasing racing funds for state aid to education.

Killed.

HB 377, An Act relative to taxes and fees for insurance companies.

Killed.

HB 378, An Act authorizing the licensing of greyhound racing on which the pari mutuel system of wagering shall be permitted.

Killed.

HB 379, An Act relative to service exemption for veterans.
Engrossed. Ch. 289, Laws of 1955.

HB 380, An Act providing for liens in favor of hospitals.
Engrossed. Ch. 276, Laws of 1955.

HB 381, An Act providing for establishment of salaries of the sheriffs of the several counties by the superior court.

Killed.

HB 382, An Act relative to cooperative school districts.

Engrossed. Ch. 334, Laws of 1955.

HB 383, An Act relative to the distribution of property to legatees, distributees or beneficiaries outside the United States.

Engrossed. Ch. 149, Laws of 1955.

HB 384, An Act relative to election of certain officers of the city of Rochester.

Engrossed. Ch. 413, Laws of 1955.

HB 385, An Act relative to the disposition of fines.

Engrossed. Ch. 120, Laws of 1955.

HB 386, An Act relative to forms for collection of bounties.
Killed.

HB 387, An Act relative to the bag limit for horned pout.
Engrossed. Ch. 102, Laws of 1955.

HB 388, An Act prohibiting hunting on Sunday.
Killed.

HB 389, An Act relative to employment of minors under liquor and beverage laws.
Killed.

HB 390, An Act establishing the office of public defender.
Referred to the Judicial Council.

HB 391, An Act relative to liens on real estate for payment of certain taxes.
Killed.

HB 392, An Act relative to appointment of fish and game director.
Killed.

HB 393, An Act relative to compulsory motor vehicle liability insurance.
Killed.

HB 394, An Act relative to annual reports by small loan licensees.
Engrossed. Ch. 99, Laws of 1955.

HB 395, An Act relative to carrying concealed pistols and revolvers.
Killed.

HB 396, An Act relative to the use of flashing red lights or red beacons on motor vehicles.
Engrossed. Ch. 217, Laws of 1955.

HB 397, An Act to establish a comfort station at Little Boar's Head at Hampton Beach.
Engrossed. Ch. 266, Laws of 1955.

HB 398, An Act relative to civil defense.
Engrossed. Ch. 218, Laws of 1955.

HB 399, An Act relative to the construction and inspection of public buildings.

Engrossed. Ch. 191, Laws of 1955.

HB 400, An Act relative to state owned parking areas at Hampton Beach.

Engrossed. Ch. 221, Laws of 1955.

HB 401, An Act to change the method of appointment of members of the New Hampshire commissioners of the Northeastern Forest Fire Commission.

Engrossed. Ch. 222, Laws of 1955.

HB 402, An Act relating to the taxation of the proceeds of life insurance.

Killed.

HB 403, An Act relating to the preservation of private business records and to make uniform the law with reference thereto.

Engrossed. Ch. 192, Laws of 1955.

HB 404, An Act relative to real estate investments of building and loan associations.

Engrossed. Ch. 131, Laws of 1955.

HB 405, An Act extending certain aeronautical appropriations.

Engrossed. Ch. 236, Laws of 1955.

HB 406, An Act relative to porcupines.

Engrossed. Ch. 238, Laws of 1955.

HB 407, An Act relative to open season for taking partridge.

Killed.

HB 408, An Act relating to duties of support and to make uniform the laws with reference thereto.

Engrossed. Ch. 206, Laws of 1955.

HB 409, An Act relative to sanitary facilities at stations of railroad and terminal corporations.

Killed.

HB 410, An Act relative to the use and display of the state flag.

Engrossed. Ch. 305, Laws of 1955.

HB 411, An Act to provide for absentee voting at primaries.

Legislative Council.

HB 412, An Act relative to the suppression of forest pests.

Killed.

HB 413, An Act relative to the payment of motor road tolls by counties, and reports to the motor vehicle commissioner on sale of motor fuel for boats.

Engrossed. Ch. 193, Laws of 1955.

HB 414, An Act changing the spelling of the name of the town of Moultonborough to Moultonboro.

Killed.

HB 415, An Act relative to neglect of husband or father to support wife and children and neglect of mother.

Engrossed. Ch. 262, Laws of 1955.

HB 416, An Act relating to insane persons.

Engrossed. Ch. 177, Laws of 1955.

HB 417, An Act relative to the sale of horned pout for resale.

Engrossed. Ch. 277, Laws of 1955.

HB 418, An Act relative to share or share account limits of building and loan associations.

Engrossed. Ch. 139, Laws of 1955.

HB 419, An Act providing for so-called daylight saving time throughout the entire year.

Killed.

HB 420, An Act relative to Totten trusts.

Engrossed. Ch. 319, Laws of 1955.

HB 421, An Act providing for taxation of fraternal and non-profit insurance organizations.

Killed.

HB 422, An Act to provide for the observance of certain legal holidays.

Killed.

HB 423, An Act relative to unsecured loans of building and loan associations.

Engrossed. Ch. 140, Laws of 1955.

HB 424, An Act creating an industrial development authority.

Engrossed. Ch. 267, Laws of 1955.

HB 425, An Act relative to the taxation of growing wood and timber.

Killed.

HB 426, An Act providing for a veterans' memorial to be erected at the Weirs.

Legislative Council.

HB 427, An Act relative to the ward lines of the wards of the city of Dover.

Engrossed. Ch. 431, Laws of 1955.

HB 428, An Act relative to the powers of the credit committee of credit unions.

Engrossed. Ch. 150, Laws of 1955.

HB 429, An Act relative to loans of credit unions.

Engrossed. Ch. 213, Laws of 1955.

HB 430, An Act relative to orders of mayor and aldermen or selectmen for muzzling and restraining dogs.

Engrossed. Ch. 117, Laws of 1955.

HB 431, An Act relating to tax exemption for institutions, societies and corporations not organized, incorporated, conducted, or operated principally for the benefit of New Hampshire residents.

Engrossed. Ch. 157, Laws of 1955.

HB 432, An Act relative to returns filed with the tax commission under taxation of incomes.

Killed.

HB 433, An Act relative to legalizing certain proceedings at the Exeter town meeting, March 8, 1955.

Engrossed. Ch. 401, Laws of 1955.

HB 434, An Act to legalize a certain vote at the 1955 meeting in the town of Littleton.

Engrossed. Ch. 402, Laws of 1955.

HB 435, An Act relative to the establishment of a training program for practical nurses at the state technical institutes.

Referred to the 1957 General Court.

HB 436, An Act providing for the sale of wines by grocery stores.

Killed.

HB 437, An Act relative to hunting wild bear.

Killed.

HB 438, An Act relating to group life insurance for share holders in credit unions.

Engrossed. Ch. 195, Laws of 1955.

HB 439, An Act relative to Alexander Cemetery Association.

Engrossed. Ch. 425, Laws of 1955.

HB 440, An Act relative to the Laconia state school.

Engrossed. Ch. 314, Laws of 1955.

HB 441, An Act relative to salaries for members of the trustees of trust funds for the city of Portsmouth.

Engrossed. Ch. 418, Laws of 1955.

HB 442, An Act relative to minimum wages of employees in public works.

Killed.

HB 443, An Act to legalize the annual meeting of the Bristol School District.

Engrossed. Ch. 403, Laws of 1955.

HB 444, An Act legalizing the annual meeting in the town of Atkinson.

Engrossed. Ch. 404, Laws of 1955.

HB 445, An Act relating to governmental securities under the sale of securities act.

Killed.

HB 446, An Act relative to members of the county convention who are not members of the legislature.

Engrossed. Ch. 111, Laws of 1955.

HB 447, An Act amending the charter of the city of Claremont.

Engrossed. Ch. 428, Laws of 1955.

HB 448, An Act relating to the appeal board in public construction contracts, providing for a deputy labor commissioner and relative to board of arbitration, and increasing the salary of the deputy state treasurer.

Engrossed. Ch. 323, Laws of 1955.

HB 449, An Act relative to insertion of names of veterans on check-lists.

Engrossed. Ch. 198, Laws of 1955.

HB 450, An Act relative to non-resident fishing licenses.

Engrossed. Ch. 324, Laws of 1955.

HB 451, An Act relative to the salary of the solicitor of Merrimack County.

Killed.

HB 452, An Act relative to bread enrichment and oleomargarine.

Engrossed. Ch. 151, Laws of 1955.

HB 453, An Act relating to the disposition of unclaimed property and making uniform the law with reference thereto.

Killed.

HB 454, An Act relating to building reserve and school-houses of the former Lee School District.

Engrossed. Ch. 446, Laws of 1955.

HB 455, An Act to repeal the classification of Little Sugar river under water pollution provisions.

Killed.

HB 456, An Act relative to wholesalers and retailers of beverages.

Killed.

HB 457, An Act providing for a study of the jurisdiction of municipal courts or district courts.

Engrossed. Ch. 335, Laws of 1955.

HB 458, An Act relating to regular sessions of the Hillsborough county probate court.

Engrossed. Ch. 152, Laws of 1955.

HB 459, An Act relative to unemployment compensation successorship mermit rating for public utilities.

Killed.

HB 460, An Act legalizing the annual meeting of the Lyndeborough school district.

Engrossed. Ch. 414, Laws of 1955.

HB 461, An Act providing for the registration of electricians.

Killed.

HB 462, An Act relating to investments of savings banks.

Engrossed. Ch. 214, Laws of 1955.

HB 463, An Act providing for the election of public utilities commissioners.

Killed.

HB 464, An Act relating to the number of lives covered by group life insurance.

Engrossed. Ch. 300, Laws of 1955.

HB 465, An Act relative to elections for Union School District in the city of Keene.

Killed.

HB 466, An Act relating to transportation of school children and operators of school buses.

Engrossed. Ch. 204, Laws of 1955.

HB 467, An Act relative to certain so-called comic books.
Legislative Council.

HB 468, An Act relative to old age and survivors' insurance coverage and the administration thereof.

Engrossed. Ch. 332, Laws of 1955.

HB 469, An Act legalizing the proceedings at the annual town meeting in Colebrook.

Engrossed. Ch. 407, Laws of 1955.

HB 470, An Act relative to ward lines of the city of Keene.
Killed.

HB 471, An Act establishing certain positions at the state hospital.

Engrossed. Ch. 153, Laws of 1955.

HB 472, An Act relative to membership of the Fish and Game Commission.

Killed.

HB 473, An Act relative to erection of so-called historical signs.

Engrossed. Ch. 199, Laws of 1955.

HB 474, An Act relative to lay out of class I and II highways and assessment of damages.

Killed.

HB 475, An Act relative to salaries of various Belknap, Cheshire, Coos, Grafton, Hillsborough, Merrimack, and Strafford counties.

Engrossed. Ch. 247, Laws of 1955.

HB 476, An Act legalizing certain district meetings of the Alton School District.

Engrossed. Ch. 408, Laws of 1955.

HB 477, An Act relating to the working capital.

Killed.

HB 478, An Act relative to board of veterinary examiners and qualifications for veterinary licenses.

Engrossed. Ch. 154, Laws of 1955.

HB 479, An Act requiring certificates to be filed by selectmen with tax commission to be used in determining average rate of taxation.

Engrossed. Ch. 155, Laws of 1955.

HB 480, An Act relative to counsel fees under unemployment compensation cases.

Killed.

HB 481, An Act legalizing the proceedings of the village district meeting of North Walpole on March 20, 1950.

Engrossed. Ch. 398, Laws of 1955.

HB 482, An Act legalizing the annual meeting in the town of Canterbury.

Engrossed. Ch. 421, Laws of 1955.

HB 483, An Act legalizing the proceedings of the Camp-ton Village Precinct meeting held on March 29, 1955.

Engrossed. Ch. 437, Laws of 1955.

HB 484, An Act relative to election for the city of Keene.

Engrossed. Ch. 459, Laws of 1955.

HB 485, An Act relative to evidence of value for determination of taxation of railroads and public utilities.

Engrossed. Ch. 225, Laws of 1955.

HB 486, An Act relative to painting on construction work.

Killed.

HB 487, An Act legalizing the annual meeting in the town of Acworth.

Engrossed. Ch. 422, Laws of 1955.

HB 488, An Act relative to transfer of certificates and permits under motor carrier act.

Killed.

HB 489, An Act relative to registration and re-registration of partnerships.

Engrossed. Ch. 284, Laws of 1955.

HB 490, An Act finding a communist conspiracy in existence and declaring the Communist Party of the United States, including its local components in the state, illegal.

Judicial Council.

HB 491, An Act relative to the Franklin Veterans' Home Association.

Engrossed. Ch. 447, Laws of 1955.

HB 492, An Act to authorize the school district of Litchfield to exceed its bonded indebtedness.

Engrossed. Ch. 423, Laws of 1955.

HB 493, An Act relative to tax exemption for certain installations controlling the disposal of industrial wastes.

Engrossed. Ch. 196, Laws of 1955.

HB 494, An Act relative to sufficiency of notices and limitation of action for recovery of support.

Killed.

HB 495, An Act relative to fees for counsel assigned by court in certain cases.

Engrossed. Ch. 215, Laws of 1955.

HB 496, An Act relative to the establishment of soil conservation districts.

Engrossed. Ch. 239, Laws of 1955.

HB 497, An Act establishing a charter for the city of Manchester.

Killed.

HB 498, An Act establishing a run-off primary.

Killed.

HB 499, An Act to increase the borrowing power of the Goffstown Village Precinct and legalize the proceedings of its annual meeting of March 1, 1955.

Engrossed. Ch. 426, Laws of 1955.

HB 500, An Act providing for the acquisition of certain dams and water rights by the water resources board.

Engrossed. Ch. 325, Laws of 1955.

HB 501, An Act authorizing the town of Hudson to fund or refund certain indebtedness.

Engrossed. Ch. 438, Laws of 1955.

HB 502, An Act relative to the salary of the sheriff of Coos county.

Engrossed. Ch. 172, Laws of 1955.

HB 503, An Act relative to funds for development of the Port of Portsmouth.

Engrossed. Ch. 173, Laws of 1955.

HB 504, An Act relative to secondary state highway system.

Killed.

HB 505, An Act to repeal charters of certain corporations.
Engrossed. Ch. 448, Laws of 1955.

HB 506, An Act relative to the salary of the justice of the Keene municipal court.

Engrossed. Ch. 182, Laws of 1955.

HB 507, An Act relative to mileage allowances for members of the general court who work on non-legislative days.

Engrossed. Ch. 156, Laws of 1955.

HB 508, An Act relative to mileage allowances for legislative officers and employees.

Engrossed. Ch. 132, Laws of 1955.

HB 509, An Act relating to deposits by the state treasurer.
Engrossed. Ch. 248, Laws of 1955.

HB 510, An Act relative to the taxation of saving banks, trust companies, building and loan associations, credit unions and other similar corporations.

Killed.

HB 511, An Act relative to change of classification of road in the town of Gilmanton.

Engrossed. Ch. 194, Laws of 1955.

HB 512, An Act relative to immunity of witnesses under subversive investigations.

Killed.

HB 513, An Act relative to fees for inspections and sealing of weighing and measuring devices.

Engrossed. Ch. 240, Laws of 1955.

HB 514, An Act legalizing the annual meeting in the town of Springfield.

Engrossed. Ch. 427, Laws of 1955.

HB 515, An Act relative to transfer of liquor licenses and beverage permits to clubs in certain cases.

Engrossed. Ch. 249, Laws of 1955.

HB 516, An Act relative to powers and duties of the town of Littleton and repealing the charter of the Littleton Village District.

Engrossed. Ch. 442, Laws of 1955.

HB 517, An Act making appropriation and long term repairs for the state of New Hampshire.

Engrossed. Ch. 337, Laws of 1955.

HB 518, An Act relative to purchase of motor vehicles for the use of the state.

Killed.

HB 519, An Act relative to the practice of dentistry.

Engrossed. Ch. 130, Laws of 1955.

HB 520, An Act changing the name of Claremont Building and Loan Association to Claremont Cooperative Bank.

Engrossed. Ch. 429, Laws of 1955.

HB 521, An Act relative to the appointment of the members of the taxation commission.

Killed.

HB 522, An Act relative to solicitation and collection of funds for charitable purposes.

Legislative Council.

HB 523, An Act relative to the definitions of the word beverage.

Engrossed. Ch. 216, Laws of 1955.

HB 524, An Act relative to fees for liquor licenses for clubs and hotels.

Killed.

HB 525, An Act empowering the public utilities commission to bargain with the New York Power Authority.

Engrossed. Ch. 237, Laws of 1955.

HB 526, An Act relative to the distribution of copies of the Revised Statutes Annotated to members of the General Court.

Engrossed. Ch. 285, Laws of 1955.

HB 527, An Act relative to sales of armories.

Engrossed. Ch. 252, Laws of 1955.

HB 528, An Act relating to sewer bonds of the town of Meredith.

Engrossed. Ch. 439, Laws of 1955.

HB 529, An Act making appropriations for the expenses of certain departments of the state for the year ending June 30, 1956.

Engrossed. Ch. 338, Laws of 1955.

HB 530, An Act making appropriations for the expenses of certain departments of the state for the year ending June 30, 1957.

Engrossed. Ch. 339, Laws of 1955.

HB 531, An Act relative to the salary of the associate justice of the Somersworth municipal court.

Engrossed. Ch. 253, Laws of 1955.

HB 532, An Act to provide for cumulative pocket supplements to Revised Statutes Annotated.

Engrossed. Ch. 278, Laws of 1955.

HB 533, An Act to establish a new apportionment for the assessment of public taxes.

Killed.

HB 534, An Act legalizing certain meetings of the town of Seabrook.

Engrossed. Ch. 450, Laws of 1955.

HB 535, An Act relative to jurisdiction of the United States over land within New Hampshire.

Engrossed. Ch. 223, Laws of 1955.

HB 536, An Act modifying the employees' retirement system of the state of New Hampshire and correlating its benefits with federal old-age and survivors' insurance benefits.

Engrossed. Ch. 301, Laws of 1955.

HB 537, An Act to revise the charter of the city of Concord.

Killed.

HB 538, An Act relating to the Union School District of Keene.

Engrossed. Ch. 456, Laws of 1955.

HB 539, An Act authorizing the Merrimack Village District to issue bonds and notes and relative to appeals before municipal courts.

Engrossed. Ch. 242, Laws of 1955.

HB 540, An Act authorizing the Merrimack Village District to issue bonds or notes and relative to appeals before municipal courts.

Engrossed. Ch. 322, Laws of 1955.

HB 541, An Act making temporary appropriations for the expenses of the state of New Hampshire for the month of July, 1955.

Engrossed. Ch. 229, Laws of 1955.

HB 542, An Act providing additional retirement benefits for Harry L. Hurlbert.

Killed.

HB 543, An Act relative to compensation of legislative employees.

Engrossed. Ch. 290, Laws of 1955.

HB 544, An Act relative to the salary of the justice of the Claremont municipal court.

Engrossed. Ch. 279, Laws of 1955.

HB 545, An Act relating to the salary of the justice of the Newport municipal court.

Engrossed. Ch. 296, Laws of 1955.

HOUSE JOINT RESOLUTIONS

HJR 1, Joint Resolution in favor of Harry J. Ring.
Engrossed. Ch. 347, Laws of 1955.

HJR 2, Joint Resolution relative to continued duties of the attorney general.
Engrossed. Ch. 340, Laws of 1955.

HJR 3, Joint Resolution in favor of Richard W. Detscher.
Killed.

HJR 4, Joint Resolution relative to a study of multiple use of the Lake Massabesic region.
Engrossed. Ch. 368, Laws of 1955.

HJR 5, Joint Resolution in favor of Mrs. Joan Bonner.
Killed.

HJR 6, Joint Resolution providing an appropriation for works of improvements on small watersheds.
Engrossed. Ch. 371, Laws of 1955.

HJR 7, Joint Resolution relative to a special committee to study state owned lands.
Killed.

HJR 8, Joint Resolution providing funds for certain classified positions in planning and development department.
Engrossed. Ch. 341, Laws of 1955.

HJR 9, Joint Resolution in favor of the County of Coos.
Engrossed. Ch. 342, Laws of 1955.

HJR 10, Joint Resolution in favor of the New Hampshire Veterans' Affairs.
Engrossed. Ch. 375, Laws of 1955.

HJR 11, Joint Resolution relative to repairs to a bridge crossing the Connecticut river between Dalton, New Hampshire and Lunenburg, Vermont.
Killed.

HJR 12, Joint Resolution providing for two additional county foresters.
Killed.

HJR 13, Joint Resolution in favor of Francis H. Buffum.
Engrossed. Ch. 353, Laws of 1955.

HJR 14, Joint Resolution in favor of the town of Stratford.
Killed.

HJR 15, Joint Resolution in favor of the estate of John S. Ball.

Engrossed. Ch. 343, Laws of 1955.

HJR 16, Joint Resolution relative to special fishing licenses for certain students from foreign countries.

Engrossed. Ch. 346, Laws of 1955.

HJR 17, Joint Resolution relating to teachers' retirement system study.

Engrossed. Ch. 372, Laws of 1955.

HJR 18, Joint Resolution relative to fire protection for the State House.

Killed.

HJR 19, Joint Resolution relative to a study of the problems connected with aged persons.

Killed.

HJR 20, Joint Resolution relating to retirement study.

Killed.

HJR 21, Joint Resolution relative to the estate of Eugene Hill.

Engrossed. Ch. 348, Laws of 1955.

HJR 22, Joint Resolution in favor of the town of Wilmot.
Killed.

HJR 23, Joint Resolution in favor of Augustus Glidden.

Engrossed. Ch. 356, Laws of 1955.

HJR 24, Joint Resolution in favor of Ada T. Lansdowne.

Engrossed. Ch. 359, Laws of 1955.

HJR 25, Joint Resolution relative to a study of the problem of combining towns and school districts.

Engrossed. Ch. 349, Laws of 1955.

HJR 26, Joint Resolution relative to dredging the Ammonoosuc River at Lisbon.

Killed.

HJR 27, Joint Resolution to continue and extend the study of groundwater resources within the state.

Engrossed. Ch. 376, Laws of 1955.

HJR 28, Joint Resolution to provide for a cooperative aerial geophysical survey of portions of the State of New Hampshire.

Engrossed. Ch. 369, Laws of 1955.

HJR 29, Joint Resolution in favor of Stanley J. Ornell.

Killed.

HJR 30, Joint Resolution in favor of H. P. Welch Company.

Killed.

HJR 31, Joint Resolution to study the feasibility of the purchase by the state of the Margaret Pillsbury or Memorial Units of the Concord Hospital as a nursing home for needy elderly persons.

Killed.

HJR 32, Joint Resolution in favor of Alex E. Demers.

Engrossed. Ch. 357, Laws of 1955.

HJR 33, Joint Resolution in favor of Harry Pierce.

Engrossed. Ch. 363, Laws of 1955.

HJR 34, Joint Resolution to provide for an investigation of the laws relating to tax exemption of real estate and personal property and to ascertain the total value of property, in New Hampshire so exempted.

Engrossed. Ch. 381, Laws of 1955.

HJR 35, Joint Resolution in favor of the Y. D. Convention.

Killed.

HJR 36, Joint Resolution relative to a state-wide referendum on the question of taxes.

Killed.

HJR 37, Joint Resolution in favor of Harold A. Todd.

Engrossed. Ch. 358, Laws of 1955.

HJR 38, Joint Resolution appropriation for carrying out provisions of statute relative to reciprocal agreements for educational facilities for New Hampshire residents.

Engrossed. Ch. 354, Laws of 1955.

HJR 39, Joint Resolution relative to reconstruction of road in the town of Gilmanton.

Killed.

HJR 40, Joint Resolution in favor of the town of Derry.

Killed.

HJR 41, Joint Resolution providing funds for Dutch elm disease control.

Killed.

HJR 42, Joint Resolution making an appropriation for the purchase of aircraft.

Killed.

HJR 43, Joint Resolution relative to interim committee to study senatorial districts.

Engrossed. Ch. 377, Laws of 1955.

HJR 44, Joint Resolution in favor of the Danbury Hospital, Danbury, Connecticut.

Engrossed. Ch. 355, Laws of 1955.

HJR 45, Joint Resolution relative to investigation of certain election laws in the city of Manchester.

Killed.

HJR 46, Joint Resolution relative to a study of the ward lines of the city of Manchester.

Killed.

HJR 47 Joint Resolution relative to camp ground at Crawford Notch State Park.

Killed.

HJR 48, Joint Resolution relative to a certain road between Holderness and North Woodstock.

Killed.

HJR 49, Joint Resolution relative to a road in Fitzwilliam, and providing for a study of access highways to state reservations.

Engrossed. Ch. 373, Laws of 1955.

HJR 50, Joint Resolution relative to reconstruction of Brook road in the town of Lisbon.

Killed.

HJR 51, Joint Resolution relative to purchase of Salk poliomyelitis vaccine by the state.

Engrossed. Ch. 350, Laws of 1955.

HJR 52, Joint Resolution relative to purchase of boat for the Fish and Game Department.

Engrossed. Ch. 366, Laws of 1955.

HJR 53, Joint Resolution relative to insurance on motor vehicles.

Legislative Council.

HJR 54, Joint Resolution in favor of the estate of Joseph L. Boutin.

Engrossed. Ch. 360, Laws of 1955.

HJR 55, Joint Resolution relating to the "Actuarial Study Report."

Engrossed. Ch. 361, Laws of 1955.

HJR 56, Joint Resolution in favor of the estate of Edith P. Atkins.

Engrossed. Ch. 362, Laws of 1955.

HJR 57, Joint Resolution in favor of the estate of Edward C. Sweeney, Sr.

Engrossed. Ch. 364, Laws of 1955.

HJR 58, Joint Resolution in favor of the estate of Alfred J. Marcotte.

Engrossed. Ch. 365, Laws of 1955.

HJR 59, Joint Resolution in favor of Fernand J. Gaudreau.

Engrossed. Ch. 380, Laws of 1955.

HJR 60, Joint Resolution in favor of Austin H. Reed.

Engrossed. Ch. 367, Laws of 1955.

HJR 61, Joint Resolution in favor of the estate of George T. Colony.

Engrossed. Ch. 370, Laws of 1955.

HJR 62, Joint Resolution in favor of Charlotte Peterof.
Killed.

HJR 63, Joint Resolution relative to mileage allowances
for Alonzo P. Weeks and others.
Killed.

HJR 64, Joint Resolution in favor of Lloyd E. Fogg and
others.
Engrossed. Ch. 382, Laws of 1955.

SENATE BILLS

SB 1, An Act to speed regulations for motor vehicles.
Killed.

SB 2, An Act relative to reimbursement to towns and cities for land taken by the United States for flood control.
Engrossed. Ch. 315, Laws of 1955.

SB 3, An Act relative to election campaign receipts and expenditures and their publication.
Engrossed. Ch. 273, Laws of 1955.

SB 4, An Act relating to write-in votes for nomination as state senator and representative.
Engrossed. Ch. 103, Laws of 1955.

SB 5, An Act relative to audit of the accounts of the city of Portsmouth.
Engrossed. Ch. 397, Laws of 1955.

SB 6, An Act authorizing the appointment of county public trustees.
Engrossed. Ch. 183, Laws of 1955.

SB 7, An Act relative to the charter of Colby Junior College for Women.
Engrossed. Ch. 386, Laws of 1955.

SB 8, An Act relative to inheritance taxation.
Engrossed. Ch. 113, Laws of 1955.

SB 9, An Act relative to discharge of employees of public libraries.
Engrossed. Ch. 18, Laws of 1955.

SB 10, An Act to relieve persons with a permanent physical disability from paying poll taxes.
Killed.

SB 11, An Act relative to education of children placed in homes for children.
Engrossed. Ch. 227, Laws of 1955.

SB 12, An Act to regulate the practice of land surveying.
Killed.

SB 13, An Act relating to re-assessment procedures.
Engrossed. Ch. 297, Laws of 1955.

SB 14. (Reserved).

SB 15, An Act relating to abatement procedures.
Engrossed. Ch. 162, Laws of 1955.

SB 16, An Act relative to special sessions of probate court.
Engrossed. Ch. 142, Laws of 1955.

SB 17, An Act relative to the salary of the justice of the municipal court of Portsmouth.
Engrossed. Ch. 133, Laws of 1955.

SB 18, An Act relative to the charter of St. Paul's Lodge No. 30, F. and A. M., at Alstead.
Engrossed. Ch. 395, Laws of 1955.

SB 19, An Act relative to the trapping of fur-bearing animals in the Androscoggin Valley water-shed.
Engrossed. Ch. 134, Laws of 1955.

SB 20, An Act relative to publicly elected officials of cities.
Engrossed. Ch. 17, Laws of 1955.

SB 21, An Act relative to the park commission of the city of Berlin.
Engrossed. Ch. 399, Laws of 1955.

SB 22, An Act relative to estate taxes.
Engrossed. Ch. 72, Laws of 1955.

SB 23, An Act relative to suspension or revocation of licenses of persons practicing medicine.
Engrossed. Ch. 71, Laws of 1955.

SB 24, An Act providing for the licensing of motor vehicle manufacturers and dealers.
Killed.

SB 25, An Act repealing the provisions for open season for the taking of beaver.
Killed.

SB 26, An Act relating to the registration of pharmacists.
Killed.

SB 27, An Act relating to investment of trust funds by the First Congregational Society of Nashua, New Hampshire.
Engrossed. Ch. 44, Laws of 1955.

SB 28, An Act relative to building and loan associations.
Engrossed. Ch. 51, Laws of 1955.

SB 29, An Act relative to operation of motor vehicles at yield right-of-way signs.
Engrossed. Ch. 178, Laws of 1955.

SB 30, An Act relative to state parks.
Engrossed. Ch. 205, Laws of 1955.

SB 31, An Act relative to carrying weapons.
Engrossed. Ch. 298, Laws of 1955.

SB 32, An Act relative to the sale of narcotics to minors.
Engrossed. Ch. 243, Laws of 1955.

SB 33, An Act providing for chemical tests for intoxication.
Killed.

SB 34, An Act to provide for an assistant solicitor for the county of Hillsborough.
Killed.

SB 35, An Act to provide for the publication and distribution of the Revised Statutes Annotated of the State of New Hampshire.
Engrossed. Ch. 231, Laws of 1955.

SB 36, An Act relative to funds for the New Hampshire Tri-State Commission.
Killed.

SB 37, An Act continuing the commission to study the use of assigned television channels for educational purposes.
Engrossed. Ch. 89, Laws of 1955.

SB 38, An Act relative to resident brokers' insurance licenses.
Killed.

SB 39, An Act relative to insurance agents.

Killed.

SB 40, An Act to provide for licensing qualified practical nurses whose experience has been gained outside New Hampshire.

Killed.

SB 41, An Act to provide assistance for education in the academies, seminaries of learning, colleges and other educational institutions of this state.

Killed.

SB 42, An Act relative to revenue of the department of health.

Engrossed. Ch. 226, Laws of 1955.

SB 43, An Act relative to a service exemption for disabled veterans.

Engrossed. Ch. 302, Laws of 1955.

SB 44, An Act relative to trespassing stock.

Killed.

SB 45, An Act relative to jeopardy assessment on personal property.

Engrossed. Ch. 108, Laws of 1955.

SB 46, An Act relating to writs and their endorsements.

Engrossed. Ch. 60, Laws of 1955.

SB 47, An Act relative to the care and treatment of sexual psychopaths.

Engrossed. Ch. 163, Laws of 1955.

SB 48, An Act relative to the commission of mental health.

Killed.

SB 49, An Act relative to the taxation of personal property on land of another.

Engrossed. Ch. 114, Laws of 1955.

SB 50, An Act relative to orders for delinquent children and the jurisdiction of municipal courts.

Killed.

SB 51, An Act prohibiting the use of outboard motors on Perch pond in the town of Campton.

Killed.

SB 52, An Act relative to increasing certain penalties.

Engrossed. Ch. 175, Laws of 1955.

SB 53, An Act relative to courts-martial in the national guard.

Engrossed. Ch. 70, Laws of 1955.

SB 54, An Act relative to damage to berries, sugar orchards and nursery stock by game.

Killed.

SB 55, An Act naming the Henri A. Burque drive.

Engrossed. Ch. 49, Laws of 1955.

SB 56, An Act relative to compensation of the New Hampshire members of the Maine-New Hampshire Bridge Authority.

Engrossed. Ch. 115, Laws of 1955.

SB 57, An Act relative to the solicitation of bribes.

Engrossed. Ch. 320, Laws of 1955.

SB 58, An Act to provide for the regulation of the business of drivers' schools.

Engrossed. Ch. 208, Laws of 1955.

SB 59, An Act relating to the indebtedness of the city of manchester.

Engrossed. Ch. 430, Laws of 1955.

SB 60, An Act relating to the return day of executions issued by the superior court.

Engrossed. Ch. 104, Laws of 1955.

SB 61, An Act providing special fees for privately owned school buses.

Killed.

SB 62, An Act relating to registration of motor boats and outboard motors.

Engrossed. Ch. 159, Laws of 1955.

SB 63, An Act relating to reports of register of deeds.
Engrossed. Ch. 80, Laws of 1955.

SB 64, An Act relative to taking wild deer by residents on their own land.

Killed.

SB 65, An Act relative to retirement system for firemen.
Engrossed. Ch. 112, Laws of 1955.

SB 66, An Act creating an industrial development authority.

Engrossed. Ch. 254, Laws of 1955.

SB 67, An Act relating to motor vehicle liability insurance.
Killed.

SB 68, An Act relative to the salaries of the board of public works of Laconia.

Engrossed. Ch. 453, Laws of 1955.

SB 69, An Act relating to variable annuity accounts of life insurance companies.

Killed.

SB 70, An Act relative to membership of the cancer commission.

Killed.

SB 71, An Act relating to false reports of crime.
Engrossed. Ch. 116, Laws of 1955.

SB 72, An Act relating to publication of report audit.
Engrossed. Ch. 184, Laws of 1955.

SB 73, An Act providing for liens on house trailers.
Engrossed. Ch. 209, Laws of 1955.

SB 74, An Act legalizing a meeting of the Coos County Convention.

Killed.

SB 75, An Act establishing a police commission for the city of Rochester.

Engrossed. Ch. 449, Laws of 1955.

SB 76, An Act relative to assessment of damages and basis of liability for change of grade in construction or maintenance of highways in towns.

Engrossed. Ch. 167, Laws of 1955.

SB 77, An Act providing that charitable corporations may establish common trust funds.

Engrossed. Ch. 160, Laws of 1955.

SB 78, An Act relating to Wolfeboro Village Fire Precinct.

Engrossed. Ch. 415, Laws of 1955.

SB 79, An Act relative to the sale of cider.

Engrossed. Ch. 179, Laws of 1955.

SB 80, An Act relating to removal of public officials and employees.

Killed.

SB 81, An Act relative to the charter of the Plymouth Guaranty Savings Bank.

Engrossed. Ch. 424, Laws of 1955.

SB 82, An Act to amend the charter of the Cheshire County Savings Bank.

Engrossed. Ch. 434, Laws of 1955.

SB 83, An Act relative to Colby Junior College Highway and Sutton road.

Engrossed. Ch. 303, Laws of 1955.

SB 84, An Act authorizing towns to form unions for the purpose of employing a town manager.

Killed.

SB 85, An Act relative to temporary use of special military registrations and plates.

Engrossed. Ch. 210, Laws of 1955.

SB 86, An Act relative to expenses of members of commission on interstate cooperation.

Engrossed. Ch. 299, Laws of 1955.

SB 87, An Act relating to eligibility for reappointment to certain boards, commissions and similar bodies.

Killed.

SB 88, An Act relative to formation of railroad corporations.

Engrossed. Ch. 180, Laws of 1955.

SB 89, An Act relative to purchases by the director of purchase and property.

Engrossed. Ch. 200, Laws of 1955.

SB 90, An Act relative to emergency purchases by the division of purchase and property.

Engrossed. Ch. 201, Laws of 1955.

SB 91, An Act relative to trustees of trust funds of the city of Portsmouth.

Engrossed. Ch. 452, Laws of 1955.

SB 92, An Act relative to authority of towns to enter collective bargaining contracts with labor unions.

Engrossed. Ch. 255, Laws of 1955.

SB 93, An Act legalizing certain action at the Plainfield School District meeting.

Engrossed. Ch. 444, Laws of 1955.

SB 94, An Act establishing a chief judge of probate.

Killed.

SB 95, An Act relative to limited maintenance of highways discontinued subject to gates and bars.

Killed.

SB 96, An Act providing for referendum on the use of fluorides in public water supplies.

Killed.

SB 97, An Act relative to the establishment bureau for the reproduction of state documents.

Engrossed. Ch. 258, Laws of 1955.

SB 98, An Act relative to the Peterborough Home for the Aged and the James Scott and Sarah A. Scott Home.

Engrossed. Ch. 435, Laws of 1955.

SB 99, An Act relative to layout and acquisition of land and other property for class I and II highways.

Killed.

SB 100, An Act relative to capital reserve funds of the City of Nashua.

Engrossed. Ch. 436, Laws of 1955.

SB 101, An Act legalizing the biennial election held in the town of Ellsworth, November 2, 1954.

Engrossed. Ch. 445, Laws of 1955.

SB 102, An Act relating to the exclusive right of the Rye Water District to acquire water rights within a part of the town of Rye.

Engrossed. Ch. 454, Laws of 1955.

SB 103, An Act concerning Wolfeboro Village Fire Precinct.

Engrossed. Ch. 443, Laws of 1955.

SB 104, An Act relating to motor vehicles carrying property for hire.

Killed.

SB 105, An Act relative to the Granite State Building and Loan Association.

Engrossed. Ch. 432, Laws of 1955.

SB 106, An Act relative to the Authority of the United Baptist Church of Somersworth to hold property.

Engrossed. Ch. 433, Laws of 1955.

SB 107, An Act relative to qualifications for membership on the commission of pharmacy and practical chemistry.

Killed.

SB 108, An Act relative to interest refunds to members of credit unions.

Engrossed. Ch. 259, Laws of 1955.

SB 109, An Act authorizing the creation of regional planning commissions.

Engrossed. Ch. 272, Laws of 1955.

SB 110, An Act relative to voting by armed services absentees.

Engrossed. Ch. 219, Laws of 1955.

SB 111, An Act relative to nature of the tax on tobacco products.

Engrossed. Ch. 256, Laws of 1955.

SB 112, An Act relative to practice of medicine and suspension of license in certain cases.

Engrossed. Ch. 260, Laws of 1955.

SB 113, An Act relative to the rate of tax on interest and dividends.

Engrossed. Ch. 309, Laws of 1955.

SB 114, An Act to amend the municipal finance act relative to borrowing for school purposes.

Engrossed. Ch. 329, Laws of 1955.

SB 115, An Act relating to certificates required in committing a patient to the state hospital.

Engrossed. Ch. 316, Laws of 1955.

SB 116, An Act relating to the powers and duties of towns.

Engrossed. Ch. 270, Laws of 1955.

SB 117, An Act amending Chapter 226 of the Session Laws of 1921.

Killed.

SB 118, An Act relating to the school district of the town of Rye.

Engrossed. Ch. 455, Laws of 1955.

SB 119, An Act concerning investments by savings banks.

Engrossed. Ch. 318, Laws of 1955.

SB 120, An Act increasing registration fees for motor vehicles of heavy weights.

Killed.

SB 121, An Act relative to salaries of court stenographers.

Engrossed. Ch. 271, Laws of 1955.

SB 122, An Act to lay out and construct a service road connecting with the Eastern New Hampshire Turnpike.

Engrossed. Ch. 304, Laws of 1955.

SB 123, An Act providing for the election of county commissioner districts of illsborough county.

Engrossed. Ch. 317, Laws of 1955.

SB 124, An Act relative to safety regulations for commercial establishments to workmen's compensation agreements.

Engrossed. Ch. 291, Laws of 1955.

SB 125, An Act relative to the operation of motor vehicles by minors under the age of eighteen years.

Killed.

SB 126, An Act relative to mileage allowances for legislative officers and employees and establishing a new apportionment for the assessment of public taxes.

Engrossed. Ch. 330, Laws of 1955.

SB 127, An Act relative to the lay out of limited access highways and to the Rye Water District.

Engrossed. Ch. 292, Laws of 1955.

SB 128, An Act relative to the effective date of an act relative to school tuition.

Engrossed. Ch. 263, Laws of 1955.

SB 129, An Act relative to powers of the superior court on immunity of witnesses.

Engrossed. Ch. 312, Laws of 1955.

SB 130, An Act relative to transfer of diagnostic laboratories to the state hospital.

Engrossed. Ch. 293, Laws of 1955.

SB 131, An Act relative to weight of certain vehicles and semi-trailers.

Engrossed. Ch. 310, Laws of 1955.

SB 132, An Act relative to discharge or removal of county employees and municipal officials and employees.

Killed.

SB 133, An Act relating to the apportionment of expenses for municipalities in fighting forest fires and to class V road aid.

Engrossed. Ch. 311, Laws of 1955.

SB 134, An Act granting the attorney general subpoena powers in certain cases.

Killed.

SB 135, An Act legalizing the annual school district meeting of the Litchfield School District.

Engrossed. Ch. 457, Laws of 1955.

SB 136, An Act making temporary appropriation for the expenses of the State of New Hampshire for the month of August, 1955.

Engrossed. Ch. 274, Laws of 1955.

SENATE JOINT RESOLUTIONS

SJR 1, Joint Resolution in favor of Merle Pitman.

Engrossed. Ch. 345, Laws of 1955.

SJR 2, Joint Resolution relating to the placement of certain obsolete artillery.

Engrossed. Ch. 351, Laws of 1955.

SJR 3, Joint Resolution relative to a study of old age and survivors' insurance for state employees.

Engrossed. Ch. 344, Laws of 1955.

SJR 4, Joint Resolution relative to the continued duties of the Attorney General.

Engrossed. Ch. 352, Laws of 1955.

SJR 5, Joint Resolution in favor of Louis E. Clement and others.

Engrossed. Ch. 378, Laws of 1955.

SJR 6, Joint Resolution relative to supplemental appropriation for the education of the deaf.

Engrossed. Ch. 374, Laws of 1955.

SJR 7, Joint Resolution providing for distribution of information to delegates prior to Constitutional Convention.

Killed.

SJR 8, Joint Resolution in favor of Harry L. Hurlbert.

Engrossed. Ch. 379, Laws of 1955.

INDEX
to the
SENATE JOURNAL

INDEX TO THE SENATE JOURNAL

Special Session, April, 1952

A

Absence (see Leaves of)	
Adjournment, Final	32
Announcement	6
Appointment	6
Assessment, highway land damages	6
Award of Damages, relating to	11, 14, 15, 16, 17, 18, 19, 20, 21

C

Capital, improvement State Hospital	12, 13, 14, 20, 21
Committee of Conference Report	20, 21
Report	12, 13, 14, 16, 17, 18, 19
Communications	10
Compensation, members and attaches	12, 13, 14, 15, 20, 21

E

Engrossed Bills	30, 31
-----------------------	--------

F

Fact Finding Committee, establishment of	11
Fogg, Lloyd E. and others, in favor of	22

H

Highway Layout, State, relating to	16, 17, 18, 19, 20, 21
House Message	7, 8, 11, 12, 15, 16, 21, 29

I

Introduction, Bills and Resolutions	6, 11
, Guests	6

L

Leaves of Absence	4
-------------------------	---

O

Opinion, Supreme Court	10
Order vacated	14, 15

P

Proclamation, Special Session	3
-------------------------------------	---

R

Read and Referred	11, 12
Reports of Committee	12, 13, 14, 16, 17, 18, 19
Resigned	4
Resolutions	4, 6, 9, 10

T

Third Reading	15, 21
---------------------	--------

INDEX TO THE SENATE JOURNAL

A

- Abandoned, Ice Boxes, relating to 269, 271, 298, 302, 305, 320, 321
 Abatement procedures, relating to 33, 47, 313, 329
 Absences, (see Leaves of)
 Absentee voting, requirements for .. 369, 372, 455, 462, 486, 618, 623, 732, 733
 Access, regulation, from State Highways 160, 162, 220, 223, 240, 279, 290
 limited highways, layout of 504, 546, 547, 548
 highways, study of 501, 502, 620
 Acquisition, certain dams and waterrights ... 534, 535, 652, 653, 674, 747, 748
 land, class I and II highways 295, 721
 waterrights, Town of Rye 308, 352, 360
 Activities, subversive, investigation of 184, 185, 383, 393, 396
 standards of proof 31, 94, 99, 303, 333, 340, 369
 Actual Study Report, relating to 320, 321, 329
 Acworth, Town of, legalizing meeting in 230, 231, 263, 274, 280
 Additions to, New Hampshire Turnpike 244, 246
 Adjournment 9, 14, 18, 20, 22, 24, 26, 28
 31, 36, 41, 43, 47, 50, 53, 60, 66, 68
 75, 80, 86, 91, 100, 110, 115, 121, 128, 134
 142, 148, 151, 159, 166, 173, 177, 183, 190, 200
 205, 211, 218, 224, 232, 242, 249, 251, 263, 274
 282, 293, 303, 316, 322, 331, 341, 349, 360, 362
 374, 381, 394, 401, 413, 420, 428, 437, 447, 454
 Adjournment, Final —
 Adjutant General, military rank of 87, 88, 131, 134, 151
 Administration, small estates 70, 71, 125, 128, 141
 insurance coverage, old age 343, 346, 722, 723
 Advance, sheets, session laws 49, 79, 80, 88, 98
 Advancing business 9, 14, 17, 20, 26, 29, 31, 35, 41
 47, 53, 60, 66, 75, 80, 86, 91, 100, 110, 120
 128, 133, 141, 148, 154, 159, 164, 177, 190, 204, 218
 241, 257, 261, 272, 286, 293, 302, 316, 322, 330, 495
 Aerial, geophysical survey, provide for 501, 502, 532, 533, 604, 622, 656
 Aeronautical, appropriation, extending 245, 247, 438, 447, 452, 484
 funds, relating to 36, 37, 175, 177, 200
 Aged Women, House for 42, 43, 59, 60, 74
 Agents, insurance, relating to 67
 Agriculture, Department of, allocation of funds 416, 419, 457, 462, 484
 Agricultural, vehicles and trucks 214, 217, 298, 302, 311
 Aircraft, operators involved in accidents 336, 340, 363, 373, 392, 412, 443
 liability of operators 192, 194, 327, 363, 373, 391
 Airport zoning, relating to 55, 56, 143, 148, 157
 Alexander Cemetery Assn., relating to 225, 256, 288, 293, 312
 Allowances, mileage, legislative officers 494, 538
 members of General Court 270, 272, 289, 293, 312
 Alstead, Town of, Charter of Lodge in 44, 109, 114
 classifying highway 45, 64, 66, 74
 Alton, Town of, legalizing meetings in 184, 185, 200
 Androscoggin Valley watershed, trapping in 44, 178, 183, 270, 290
 Animals, fur bearing, open season for 149, 151, 168, 173, 182
 Annual reports, small loan licensees 156, 157, 186, 191, 197, 221
 Announcements 15, 21, 43, 54, 60, 68, 274, 303
 Appeal Board, in public construction contracts 500, 502, 604, 605
 788, 789, 791, 792
 Tribunal, compensation of 87, 88, 165, 199

Appointment, county public trustees	22, 225, 232, 391
Fish and Game Director	267, 272, 457
method of, commissioners	336, 340, 430, 437, 444
Forest Fire Wardens	51, 52, 279, 282, 292, 311
Application, of motor vehicle laws on Government land	174, 201, 205, 221
Appraisals, Division of, Tax Commission	441, 466, 477, 495
Apportionment, assessment Public Taxes	603, 604, 613, 621, 676, 677
.....	678, 679, 680, 682, 749, 750, 757
Appropriation, capital improvements State of N. H. ...	662, 663, 762, 789, 805
supplemental, education of deaf	528, 581
Dormitory, Keene Teachers' College	42, 52, 53, 60
providing for, small watersheds	501, 502, 619, 633
expenses departments of state, 1956	557, 558, 559, 561, 562
563, 564, 565, 570, 571, 572, 573, 576, 577	
580, 690, 691, 692, 693, 703, 704, 705, 734	
expenses departments of state, 1957	485, 488, 583, 584, 585
586, 587, 588, 591, 592, 693, 594, 595, 596	
607, 609, 616, 617, 623, 706, 707, 708, 711	
712, 719, 720, 735	
highway department	336, 364, 373, 391
supplemental, certain departments	29, 41, 43, 47
temporary, month of July, 1955	474, 484
August, 1955	664, 665
Armed Forces, members of, special Fish and Game licenses	155, 156, 195
.....	200, 209, 215
Armories, sale of State	360, 362, 456, 462
Assessment, damages, Highways	444, 446, 657, 658, 659, 660, 661, 759
liability in construction of Highways	173, 219
258, 262, 337, 342	
of expenses, of Public Utilities Commission	336, 340, 383, 394, 410
collection, special Head Tax	112, 138, 151
apportionment, public taxes	603, 604, 613, 692
676, 678, 680, 682, 687	
Assigned television channels for educational purposes	138, 141, 214, 220
Assistance, for education, in State	67, 328, 397, 423, 479, 490, 624
Assistant solicitor, Hillsborough County	64, 125
Associate Justice, Salary, Somersworth	452, 453, 466, 477
Associations, building and loan, real estate, investments of	184, 186, 228
.....	235, 242, 255, 270, 280
Attaches, legislative, relating to	843, 844
Attachments, relating to	51, 52, 72, 75, 85
Attendance, school, relating to	192, 194, 422
Atkins, Edith P., in favor of	329, 343
Atkinson, Town of, legalizing meeting	161, 164, 182
Attorney General, Continued duties of	17, 18, 20, 233, 245, 248
Atomic Energy, relating to activities of	534, 535, 539, 618, 625, 656
Audit, City of Portsmouth accounts	16, 24, 156, 158
publication of report of	135, 168, 172, 339, 354, 371, 391
Authority of towns, in contracts with labor unions	283, 294, 401, 509
Public Service Commission	130, 131, 440
Surveyor, City of Manchester	534, 535, 792, 793
United Baptist Church, Somersworth, hold property ..	342, 369, 371
Authorizing, Town of Hudson, refund indebtedness	282, 364, 373, 391
Towns to form unions	235, 284, 287, 426
Ayer, Frank M., elected assistant clerk and qualified	4, 5, 6

B

Bag Limit, horned pout	184, 186, 212, 218, 221
Baker River, classification of	184, 186, 207, 211, 221, 237, 443, 447, 484
Ball, John S., Estate of	55, 56, 75
Banks, Savings, investments in	429, 478, 490

Bargaining agencies, designation of	70, 71, 164, 176, 177, 193, 199
Bear, wild, hunting of	270, 272, 458
taking of	36, 37, 451, 454, 484
Beaver, open season for taking	161, 164, 191, 203, 214, 221, 685
repealing open season	48, 178, 183
skins, relating to fees for	135, 154, 158
Bedford, Town of, legalizing proceedings	23, 26, 112
Belknap, County Officials, salaries of	230, 231, 251, 257, 271, 387
.....	396, 404, 415, 463, 485
Benefits, State, relating to	27, 40, 41, 42
Berlin, Park Commission of City of	44, 118, 120, 162, 182
Berries, damage to by game	81, 268
Beverage, definition of word	369, 373, 421, 427, 444
permits, transfer of	411, 467, 477, 493
Beverages, sale of on election days	230, 231, 276
Biennial elections, recounts after	29
Bill recalled from Governor	236, 237, 300, 415
Binder chains, use of on motor vehicles	192, 194, 225, 239, 256, 261
Birds, migratory game, relating to	36, 37, 84, 86, 113
Birth, report of, relating to	112, 243, 248, 270, 292, 311
Boar's Head, protection of shore at	493, 494, 525, 526, 541, 552
Boat purchase, Fish & Game Department	493, 494, 528, 536, 556
Board, Nurse Examiners, change name of	392, 393, 468, 477
medical examiners, process of	109, 110, 325, 331, 343
Public Works, Laconia, salaries of	129, 165, 166, 434, 453, 483
registrars, City of Portsmouth	155, 156, 228, 273, 280
membership of	522, 526, 614, 615
Bonds, execution of State	70, 71, 94, 100, 113
Bond Issue, Merrimack, authorization of	549, 552, 606, 607, 621
Bonds, City of Portsmouth, relating to	155, 156, 220, 223, 229
of trustees, authority to	51, 52, 72, 75, 85
Bonded indebtedness, Town of Hancock	45, 62, 66, 74
Litchfield, to exceed	245, 247, 263, 274, 280
Borrowing, relative to Town of Campton	87, 88, 98
by school districts	421, 447, 496, 497, 503
Bow and Arrow licenses by minors	116, 226, 273, 285, 291
Boundary Line, perambulation of, Maine and N. H.	70, 71, 127, 128, 141
Boutin, Joseph L., Estate of	313, 314, 320
Bread enrichment, relating to	255, 256, 298, 302, 312
Bribes, solicitation of	82, 335, 353, 359, 603, 816
Bristol, Town of, legalizing meeting in	161, 164, 182
Brook trout, relating to	70, 71, 95, 100, 113
Brokers' resident, insurance licenses	67, 264
Buffum, Francis H., in favor of	184, 186, 265, 274, 286, 291
Building and Loan Association, relating to	51, 84, 86, 135, 151
Granite State, relating to	341, 369, 371
share amount, limits in	203, 204, 264, 274, 291
real estate investments in ..	184, 186, 228, 235
.....	242, 255, 270, 280
unsecured loans in	203, 204, 264, 274, 291

C

Campaign election receipts and expenditures	16, 62, 125, 148, 514, 542
.....	543, 544, 545, 555, 556, 611
Campton Village Precinct, borrowing by	87, 88, 98
legalizing meeting	337, 340, 363, 373, 391
Town of, prohibiting outboard motors, Perch Pond ..	81, 278, 282, 393
Cancer Commission, membership of	134, 498
Canterbury, Town of, legalizing meeting	222, 223, 263, 274, 280
Capital Reserve Funds, City of Nashua	304, 377, 391

- Care and Custody, female convicts 82, 83, 98, 100, 114
 State Prison 30, 31, 40, 41, 42, 96, 101, 110, 156, 158
 Treatment sexual psychopaths 78, 238, 241, 313, 329, 335
- Causes of death, to be typed on certificates 130, 131, 171
- Cemetery lots, relative to care of 42, 43, 68, 85
- Central Hooksett Water Precinct, increase borrowing power 160, 163, 201
 205, 221
- Centralized Bireau, establishment of State documents 295, 323, 330, 524
- Certificates, filing of, by selectmen with Tax Commission 255, 256, 295, 302, 312
- Certification, plant and seed 160, 163, 197, 200, 210
- Charitable Corporations, establish trust funds 184, 243, 248, 320
- Charters, repeal of certain corporations 411, 432, 437, 452, 484
- Charter, amended, Cheshire Co. Savings Bank ... 219, 263, 273, 355, 372, 391
 relative to, Dartmouth Savings Bank 149, 151, 168, 172, 182
 Plymouth Guaranty Bank 212, 234, 241, 292, 311
 City of Portsmouth 155, 156, 220, 223, 229
 Trustees Protestant Episcopal Church 55, 56
 78, 80, 85
- Check lists, insertion of names of Veterans on 282, 318, 322, 338, 368, 377, 396
- Chemical tests, intoxication 64, 125
- Chief Judge of Probate, establishing a 283, 327
- Children, education of when placed in homes 30, 188, 191, 344, 369
 386, 396, 445, 483
 illegitimate, protection of 193, 194, 244
- Cider, Sale of 191, 276, 282, 355, 369
- Cities, reimbursement to for land taken by U. S. . . 16, 21, 22, 27, 28, 71
 relative to publicly elected officials 44, 63, 64, 66, 94, 98, 110
 payment to, for race meets 155, 156, 179, 180, 183
- City Council, Concord, notice of meetings 160, 163, 194, 210
- Civil defense, relating to 369, 372, 394, 401, 406, 426, 433
- Civilian employees, coverage for National Guard 151, 153, 207, 211, 221
- Claims, for damages, skiing injuries 305, 306, 413, 420, 434, 444
- Clams, taking of 603, 604, 620, 621, 733, 734
- Claremont, Building & Loan Assn., name changed 307, 342, 349, 355
 City of, Charter amended 337, 340, 354
 municipal court Justice, salary increase 610, 611, 656
- Classification, Baker River, providing for 184, 186, 207, 211, 221
 237, 443, 447, 484
 certain road, Town of Stratford 77, 78, 95, 100, 113
 waters, Cheshire County 262, 324, 330, 342
 Grafton County 184, 186, 206, 211, 221
 change in road, Gilmanton 301, 302, 364, 373, 391
 King's Highway 51, 52, 74, 80, 85
 of road, Town of Merrimack 42, 53, 60
 Pennchuck Brook and Watershed 38, 39, 85, 86, 98
 Salmon Brook and Watershed 38, 39, 85, 86, 98
- Clement, Louis E., in favor of 375, 431, 437, 737, 738
- Codify and revise, Revised Laws of State 45, 62, 66, 71, 85, 463, 475, 476
- Colebrook, Town of, legalizing meeting 184, 185, 199
- Colby Junior College Highway, relating to 219, 268, 273, 337, 370, 488
 618, 619, 673, 734
 relating to charter of 23, 30, 31, 55
- Colony, George T. Estate of, in favor of 541, 547, 611, 622, 656
- Combination vehicles and semi-trailers, weight of 575, 620, 625
- Comfort Station, establishment of, North Beach, Hampton 336, 340, 430
 528, 536
- Comic Books, relative to 433, 436, 793
- Commercial establishment, safety regulations for 494, 552, 573
- Commission, mental health, relating to 76
 Planning & Development, Special fund 269, 272, 297

Commissions, eligibility, reappointment to	258
uniform State Laws	55, 56, 90, 91, 109, 113
Commissioner Districts, Grafton County .	122, 157, 159, 171, 397, 442, 522, 540
Commissioners, Grafton County, Salaries of	121, 122, 253, 254
Board of Fire, Laconia, establishing ..	369, 372, 395, 401, 410
Stratford County, Salaries of	116, 117, 254
Committee of Conference Reports	198, 199, 254, 279, 280, 368, 385, 386
387, 388, 389, 390, 432, 433, 440, 441	
506, 507, 508, 574, 602, 609, 611	
Committed prisoners, house of correction	55, 95, 100, 113
Committing patient to State Hospital, certificates required ..	429, 604, 756, 789
Compact section highways, expenditure of funds on ..	65, 257, 638, 639, 640, 641
Compensation, legislative employees	603, 604, 629, 630, 632, 673, 761
registrars, City of Portsmouth	155, 156, 268, 273, 280
N. H. Members Interstate Authority	81, 118, 120, 245, 255
Communication	142, 242, 294, 349, 428, 429
Concern operating bulk milk collection routes, relating to	160, 163, 197, 200, 210
Concord, City of, registration voters in	160, 163, 182
Concurrent Resolutions	34, 35, 115, 161, 190, 406, 407, 624, 625
Conservation Act, federal soil, relating to	160, 162, 197, 200, 210
Consolidation agreements, fees for	27, 34, 36, 40
Constitutional Convention, providing for	70, 71, 90, 127, 128, 141
Construction, service Road	466, 600, 601, 602
and inspection, Public Buildings	305, 307, 364, 373, 391
Dormitory, University of N. H. 240, 241, 266, 319, 322, 337, 355	
New Library Building, U. N. H. 360, 361, 362, 384, 393, 416, 444	
Cooperative School Districts, relating to	500, 502
Oyster River	55, 56, 97, 100, 114
Coos County, convention, legalizing meeting	160, 301
in favor of	45, 46, 60, 74
salaries, sheriff and Treasurer of	300, 302, 324, 331, 354
salary of solicitor	116, 117, 254
small game, license for	174, 212, 218, 229, 230
Corporate assets, relative to mortgage of	45, 67, 68, 85
County of Hillsborough, increase in salaries for officials of	336, 340, 414
499, 535, 581	
County Employees, membership in retirement system	245, 247
removal of	579, 608, 614, 615, 616
Convention, members of, relating to	209, 224, 232, 248
Counties, payment road toll by	214, 218, 299, 302, 313, 370, 391
Court Stenographers, salaries of	466, 496, 581
Courts-martial in National Guard	81, 131, 134, 174, 181
Credits prior service, state officials	184, 186, 395, 401, 410
Credit Unions: Group Life Insurance for shareholders	282, 342, 349
367, 391, 393	
Interest refunds to members	362, 421, 427
Loans	245, 247, 421, 427, 444
of committee of	203, 204, 264, 274, 284, 301, 311
Creating Industrial Development Authority	112, 395, 412, 524
Creation, regional planning commissions .	392, 430, 437, 535, 549, 550, 551, 581
Crime, False reports of	134, 187, 191, 246, 255
Cropping of dogs ears, relating to	174, 175, 243, 248, 261
Cumulative pocket supplement RSA	493, 494, 604, 615

D

Damage, by game, berries, sugar orchards, etc.	81, 268
Damages, assessment of, of highways in towns ...	171, 219, 258, 262, 337, 342
skiing injuries, claims for	305, 306, 413, 420, 434, 444
Danbury Hospital, Danbury, Conn., in favor of	245, 247, 277, 282, 291
Dartmouth Savings Bank, Hanover, Charter of	149, 151, 168, 172, 182
Death, causes of, printed on certificates	130, 131, 171

Deceased person, payment of wages of a	130, 153, 154, 182
Deeds, register of, relating to reports	111, 133, 134, 193, 200
Deer, taking of by residents on own land	111, 277, 303, 457
relating to	369, 372, 451, 452, 453, 515, 526, 541
hunting of, use of firearms	135
Definition, of word beverage	369, 373, 421, 427, 444
term "employment" under Old Age Act	245, 246
Group Life Insurance	152, 153, 186, 191, 199
of Registered Mail	433, 437, 450, 475, 484
Delinquent children, orders for	76, 132, 148, 378
Demers, Alex E., in favor of	161, 164, 284, 287, 312
Dentistry, practice of	122, 169, 172, 182, 225, 256, 261, 269
Deposits, State Treasurer	360, 361, 479, 490, 495
Deputy, Director of recreation	493, 494
Labor Commissioner, relating to	500, 502, 597, 598
Designation, employees' bargaining agencies ..	70, 71, 164, 176, 177, 193, 199
Destruction, of old insurance records	76, 78, 118, 121, 141
Development, Concord Lake Project	416, 419, 620, 621, 622, 625
Diagnostic laboratory, transfer of State	549, 761
Dimming lights, motor vehicles	460, 461
Director purchase and property, purchases by	275, 330, 410, 411
Disabled Veterans, relating to	392, 393, 612, 656
service exemption for	69, 723, 724, 725
Discharge, employees of county	575, 608, 609, 615, 621, 772
Public Library	26, 47, 77, 85
Discontinued highways, notice of	160, 162, 220, 224, 230
Discretionary authority, granting of to Probate Courts	51, 52, 72, 75, 85
Dismissal, of teachers	320, 321, 536, 537, 538, 583, 584, 609, 623
Disposal of industrial wastes	291, 293, 324, 331, 367, 391, 393
Disposition of fines, relating to	193, 194, 227, 232, 246, 261
Distribution, and sale, mixed fertilizers	31, 72, 75, 82, 143, 151
of assets of dissolved corporations	116, 117, 234, 241, 261
of copies Revised Statutes Annotated, of State	65, 124
of copies Revised Statutes Annotated to members General	128, 370, 440, 442, 483
Court	576, 579, 618, 619, 625, 673
of property to legatees outside U. S.	222, 223, 284, 287, 311
Dividends, and interest, tax rate on	421, 526, 672, 673, 736
Division, purchase and property, emergency purchase by	275, 323, 330, 410, 411
Dogs, cropping ears of	174, 175, 243, 248, 261
field trials for	156, 186, 191, 199
restraining of orders of selectmen	214, 218, 234, 242, 246, 255
Seeing Eye, exemption fees for	42, 43, 59, 60, 74, 232
Donations, highway purposes	77, 78, 95, 100, 113
Dormitory, construction of, U. N. H.	240, 241, 266, 319, 322, 337, 355
Keene Teachers College, appropriations	42, 52, 53, 66
Dover, City of, relating to ward lines in	312, 314, 350, 360, 368
registration of voters	87, 88, 169, 172, 200
Drive-up theatres, regulating access to	160, 162, 220, 223, 240, 279, 290
Drivers' schools, regulation of	86, 175, 177, 443
Driving motor vehicles, hand signals	77, 78, 138, 142, 151, 323
Duplicates, issuance of, lost deposit books	42, 59, 60, 74
Duties, continued, of Attorney General	17, 18, 20
of towns, relating to	429, 466, 477, 459
town of Littleton	369, 372, 394, 401, 410
support	281, 376, 381, 385, 415, 416

E

Eastern N. H. Turnpike, construction service road to	466, 600, 601, 602
Education, of deaf, appropriation for	528, 577, 736
children, placed in homes	30, 188, 191, 344
support	369, 386, 396, 445, 483

Educational facilities, reciprocal agreement	245, 247, 277, 282, 291
assistance, for academies, colleges, etc.	67, 328
purposes, commission to study	397, 479, 490
Election campaign receipts, their publication	138, 141, 214, 220
16, 62, 125, 118, 541	
542, 543, 544, 545, 555, 556	
Election: County commissions, Hillsboro County	493, 521, 522
days, relating to sale of liquor on	230, 231, 276
certain offices City of Rochester	184, 185, 206, 211, 221
legalizing Ellsworth, 1954	308, 352, 434, 443
Newbury, 1954	36, 37, 50, 66, 74
Eligibility for reappointment to certain boards	258
Elk, relative to	116, 117, 141
Employees, bargaining agencies for	70, 71, 164, 176, 177, 193, 199
City of Manchester, vacations of	485, 488, 498, 503, 524
hourly wage for	395, 396, 505, 513, 534, 670, 671
legislative, mileage allowances	496, 538
removal of	192, 325, 330, 426, 614, 615, 616
Public libraries	26, 47, 77, 85
retirement system, membership in	245, 247
modifying	611, 617, 665, 666
school superintendents in	269, 271, 289, 293, 311
Employment, definition of term	245, 246
Emergency calls, fire alarms, party line telephone	433, 436, 450, 454, 484
purchases, Div. purchases and property	275, 323, 330, 410, 411
Endorsement, relating to writs	70, 90, 91, 150, 158
Engrossed bills	26, 40, 41, 47, 59, 68, 74, 75, 85, 98
110, 113, 120, 141, 151, 157, 166, 181	
190, 199, 210, 220, 221, 222, 229, 230	
247, 254, 255, 261, 280, 290, 291, 311	
312, 320, 328, 329, 342, 343, 354, 368	
369, 390, 391, 392, 396, 397, 410, 415	
433, 443, 451, 494, 509, 577	
Equalize, educational opportunities	534, 535, 790
Erection, historical signs	262, 364, 373, 396, 397
Establishing, Chief Judge, Probate	283, 327
Establishment, centralized bureau, State documents	295, 323, 330, 524
fishing regulations	70, 71, 95, 100, 113
soil conservation districts	377, 380, 457, 462, 484
Estate Taxes, relating to	48, 64, 66, 161, 182
Evidence of value, taxation railroads	425, 427, 440, 447, 451
Execution of trusts, of State	70, 71, 94, 100, 113
Executive, return day of Superior Court	93, 122, 128, 204, 223, 229
Exemption of fees, Seeing Eye Dogs	42, 43, 59, 60, 74, 232
tax payment Veterans Korean Conflict	49, 64, 68, 74
Exeter, Town of, legalizing meeting 1955	161, 163, 182
Expenses, appropriation for, Departments, 1956 ..	485, 488, 556, 557, 558, 559
560, 561, 562, 563, 564, 565, 570, 571, 572, 573	
1957 ..	485, 488, 580, 581, 582, 583
584, 585, 586, 587, 588, 589, 591, 592, 593, 595	
596, 602, 616, 617	
Interstate Commission Members ...	250, 365, 529, 530, 531, 532, 536
Temporary appropriation, month July 1955	474, 484
Expenditure State Funds, Class IV Compact Highways	65, 257
Explosives, storing of	320, 321, 342, 349, 391
Extended coverage, liability insurance	174, 175, 219, 224, 239, 256, 261
Extending powers, Plymouth Village Fire District	161, 163, 195, 200, 210

F

- Facsimile signatures, use of 149, 150, 167, 172, 185, 210
- Failure, to surrender motor vehicle license, penalty for 82, 83, 136
 142, 150, 198, 222, 311
- False reports of crimes, relating to 134, 187, 191, 246, 255
- Federal soil conservation act, relating to 160, 162, 197, 200, 210
 old age and survivors insurance act, definition of 245, 246
- Female convicts, care and custody of 82, 83, 98, 100, 114
- Fee, stamping beaver skins 135, 154, 158
- Fees, counsel assigned by court 305, 306, 350, 351, 404, 413, 426, 444
 exemption of, seeing eye dogs 42, 43, 59, 60, 74, 232
 foreign corporations, for 245, 247, 310, 316, 337, 354
 inspections weighing devices 425, 427, 457, 462, 484
 licenses of practical nurses 336, 340, 383, 394, 405, 425, 433
 medical referees 130, 131, 251, 257, 261
 nurse registration 392, 393, 468, 477, 650, 651, 758
 recording of mergers, for 27, 34, 36, 40
 registration of trade names 87, 88, 137, 142, 150, 157
 registration, motor vehicles 492
- Fill, placing of, in great ponds 360, 361, 430, 437, 452, 484, 494
- Financial responsibility, motor vehicles 160, 162, 186, 191, 199
 after judgment of court 130, 131, 250
 298, 302, 313, 329
- Fire Commissioners, board of, City of Laconia 369, 372, 395, 401, 410
- Fire Protection, relating to State House 184, 186, 324
- Firemen, retirement system for 112, 202, 205, 261, 262
- Fish and Game, Department, purchase of boat by 493, 494, 528, 536, 556
 Directors, appointment of 269, 272, 457
 Increasing Commission 416, 419, 471, 478
 Special licenses for armed forces . 155, 156, 195, 200, 209, 221
- Fishing licenses, foreign country students ... 51, 52, 84, 86, 94, 99, 120
 honorary 70, 71, 95, 100, 112, 120
 non-resident 270, 272, 458, 462, 485, 745, 746
 regulations, establishment of ... 70, 71, 95, 100, 112, 120
 relating to 51, 52, 84, 86, 94
 Upper Connecticut River 452, 453, 516, 526, 541, 616, 618
- Fitzwilliam, Town of, relating to road in 501, 502, 620, 633, 634
- Flashing red lights, use of on motor vehicles . 281, 282, 382, 394, 406, 426, 433
- Flood control, reimbursement to towns for land taken 16, 21, 22, 27
 28, 71, 738, 739, 740, 741
- Fluorides, use of in Public water supplies 288, 468, 489, 490, 579
- Foreign corporations, exceptions to 122, 201, 205, 221
- Fogg, Lloyd E., in favor of 800, 817, 818, 829, 837, 838, 839
- Forest Conservation, relative to 522, 526, 646, 647, 648, 652, 673, 761
 Fire Expense, payment of 152, 153, 279, 364, 373, 391
 reimbursement to towns 152, 153, 279, 364
 373, 391, 741, 742
 Protection, relating to 51, 52, 279, 282, 292, 311
- Forestry and recreation, insurance coverage 245, 246, 332
- Forfeiture of devices, use illegal night hunting 82, 82, 118, 121, 141
- Formation, railroad corporations 258, 305, 307, 355, 369
- Franklin Veterans' Home Association, relating to 240, 241, 376, 381
 396, 445, 451
- Funds, allocation of, Department of Agriculture 416, 419, 457, 462, 484
 capital reserve, City of Nashua, relating to 304, 377, 391
 development, Port of Portsmouth 285, 286, 309, 316, 337, 355
 highway improvement 336, 340, 498, 620, 656
 N. H. Tri State Commission 65, 364, 373, 511, 534, 535
 providing Planning & Development classified positions ... 45, 46, 59
 60, 74

Funds, trust, First Unitarian Congregational Church of Nashua, N. H.	50, 72
	75, 130, 141
Fur-bearing animals, season for taking	149, 151, 168, 173, 182
trapping of	44, 178, 183, 270, 290

G

Gale House, for aged women, relating to	42, 43, 59, 60, 74
Game, damage to nursery stock by	81, 268
Gandreau, Fernand J., in favor of	766, 772, 812, 831
General Lafayette, observance of memory of	152, 153, 250, 257, 261
Geophysical aerial survey of state, providing for ...	501, 502, 532, 533, 604, 615
Gilmanton, Town of, classification of road	301, 302, 364, 373, 391
Glidden, Augustus, in favor of	270, 272, 297, 303, 312
Goffstown, Village Precinct, increasing borrowing powers	285, 286
	317, 322, 329
Grafton County, commission districts ...	122, 157, 159, 171, 397, 442, 522, 540
commissioners, salaries of	121, 122, 253, 254
sheriff, salary of	122, 253
Granite State, Building & Loan Co., relating to	341, 369, 371
Great Ports, relating to planning of fill in ...	360, 361, 430, 437, 452, 487, 494
Greer, Benjamin F., elected clerk and qualified	4, 5, 6
Grossly negligent operation motor vehicles	174, 224, 232, 248
Groundwater resources, study of	501, 502, 533, 604, 615
Group Life Insurance, definition of	152, 153, 186, 191, 199
relating to	282, 342, 349, 367, 391, 393, 673, 758

H

Hampton Beach, parking areas	269, 272, 430, 437, 444
Comfort Station, North Beach	336, 340, 430, 528, 536
Harbor, dredging of	493, 494, 525, 526, 541, 556
Hancock, Town of, bonded indebtedness, waterworks	45, 62, 66, 74
Hand Signals, relative to driving motor vehicles ..	77, 78, 138, 142, 151, 323
Hanover, charter of Dartmouth Savings Bank	149, 151, 168, 172, 182
Hawkers and peddlers, relating to	192, 194, 234, 241, 259, 285, 291
	300, 346, 357, 370, 391
Head and poll taxes, payment of	174, 251, 257, 261
tax, collection of special	112, 138, 151
Health Department of, revenue of	69, 308, 316, 460, 484
High school pupils, payment of tuition of	209, 295, 307, 321, 329
Highway appropriations	336, 340, 364, 373, 391
discontinuance, notice of	160, 162, 220, 224, 230
improvement, funds for	336, 340, 498
land damage cases	109, 133, 134, 151
naming Governor John Wentworth	156, 157, 268, 274, 291
purposes, donations for	77, 78, 95, 100, 113
Highways, assessment of damages	444, 446
limited maintenance of	283, 364
safety on, regulation of access to .	160, 162, 220, 230, 240, 279, 290
Hill, Eugene, Estate of, in favor	77, 78, 166, 182
Hillsborough County, election of Commissioners	493, 521, 522
probate court, regulation of sessions	245, 247
	295, 302, 302, 312
provide for assistant solicitor	64, 125
salary increase for officials of ...	336, 340, 414, 499, 533
Historical signs, erection of	362, 364, 373, 376, 396, 397
Holders of motor vehicle licenses reexamination	193, 194, 226, 263, 381
	393, 416, 671, 672
Holidays, relating to	130, 131, 289, 293, 311
Honorary hunting licenses, relating to	70, 71, 95, 100, 112, 120
Horned pout, bag limit of	184, 186, 212, 218, 221
sale of	452, 453, 516, 526, 541, 617, 618

Hospitals, liens on	509, 512, 553, 554, 555, 573, 665
Hourly wage, employees	395, 396, 505, 513, 534
House of Correction, relating to prisoners	55, 95, 100, 113
House trailers, providing for liens on	149, 167, 172, 435, 443
taxation of	214, 218, 234, 235, 247, 248, 270, 291
Hunting and fishing licenses, relating to	51, 52, 84, 86, 98
illegal night, relating to	116, 154, 158
wild bear, relative to	270, 272, 458
wounding a human being while	130, 168, 172, 182
Husband, neglect of, to support wife	282, 332, 341, 371, 522, 540
Huiburt, Harry L., in favor of	767

I

Illegitimate children, protection of	193, 194, 244
Illegal night hunting, forfeiture of devices used	82, 83, 118, 121, 141
Immunity of witnesses, power of court on	514
Income tax, payment of	32, 39, 41, 45, 60
Incorporation orthodox parishes, relating to	150, 151, 201, 205, 221
Increase, borrowing power, Town of Goffstown	285, 286, 317, 322, 329
Central Hooksett Water Precinct	160, 163
fees, nurse registration	201, 205, 221
392, 393, 468, 477	
Increasing membership, Fish & Game Commission	392, 393, 468, 477
registration fees, motor vehicles	416, 418, 471, 478
492, 685	
Industrial development authority, creation of	112, 395, 412, 524
Inheritance tax, relating to	26, 33, 35, 215, 254
Insane persons, relative to	312, 314, 350, 360, 368
Insertion, veterans' names on check list	282, 318, 322, 368, 377, 396
Inspection and construction Public Buildings	305, 307, 364, 373, 391
Inspections, department agriculture, allocation of funds from	416, 419
weighing devices, fee increase	457, 462, 484
425, 427, 457, 462, 484	
Installation, of windshields, railroad, motor cars	416, 420, 552, 553
Institutions, tax exemption for	245, 247, 304, 307, 312
Insurance agents, relating to	67
companies, relating to stock in	32, 47, 59
coverage, relating to	343, 346, 815, 816
in Forestry & Recreation	245, 246, 332
for State Employees, study of	51, 61, 77, 85
licenses, resident brokers	67, 264
motor vehicle liability	116, 407, 409
records, destruction of old	76, 78, 118, 121, 141
Interim committee, to study senatorial districts	541, 547, 599, 618, 625
Interest and dividends, tax rate on	421, 526, 672, 673
refunds, members Credit Unions	326, 421, 427
Interstate Bridge Authority, compensation of members	81, 118, 120, 245, 255
Commission, expenses of members	250, 365, 529
530, 531, 532, 536, 738	
Intoxication, providing chemical tests for	64, 125
Intrastate Commerce, operation of motor vehicles	122, 201, 205, 221
Introduction of bills	22, 26, 30, 33, 38, 44, 48, 50, 54, 64
67, 69, 76, 80, 81, 82, 86, 87, 93, 111	
112, 116, 129, 134, 135, 149, 159, 160	
173, 183, 184, 191, 192, 211, 212, 215	
219, 233, 250, 258, 275, 283, 287, 294	
295, 304, 308, 331, 341, 342, 362, 375	
392, 401, 402, 403, 413, 421, 429, 496, 573	
guests ... 16, 30, 32, 36, 38, 43, 50, 54, 61, 66, 69	
75, 80, 92, 101, 111, 121, 128, 129, 142	
149, 153, 155, 159, 167, 173, 178, 191	
201, 205, 211, 218, 224, 232, 242, 248	

Introduction of guests	249, 257, 263, 275, 283, 287, 295, 303
	322, 341, 350, 362, 374, 381, 394, 401
	413, 438, 447, 491, 504, 513
resolutions . 5, 6, 7, 8, 9, 10, 14, 18, 19, 20, 25	
26 28, 29, 40, 41, 91, 110, 115, 183, 248	
249, 286, 315, 356, 357, 374, 397, 448, 504	
inventory records, perpetual, relating to	143, 167, 172, 182
investment of Trust Funds, relating to	50, 72, 75, 130, 141
Investments, real estate, relating to	184, 186, 228, 235, 242, 255, 270, 280
savings banks, relating to	369, 373, 422, 427, 444
concerning	429, 478, 490, 771
Investigation, subsversive activities	184, 185, 383, 393, 396
Issuance, duplicate for lost deposit book	42, 59, 60, 74

J

Jaffrey, sewerage system in	36, 37, 49, 50, 60
Jeopardy assessment, personal property	70, 113, 115, 240, 247
Judgment of Court, financial responsibility after	130, 131, 250, 298
	302, 313, 329
Judgments, satisfaction of, relating to	160, 162, 202, 205, 221
Junk Yards, machinery, control of	509, 512, 606, 607, 609, 624
Jurisdiction of municipal courts	76, 132, 148, 378
study of,	222, 223, 310
Jurisdiction of municipal courts	76, 132, 148, 378
United States over land in N. H.	416, 420, 431, 437, 444
Juveniles, interstate compact on	184, 185, 234, 242, 261
Justice, Keene Court, salary increase	291, 293, 325, 331, 335, 369, 371

K

Keene, City of, elections in	766, 722, 831
municipal court, salary of Justice	291, 293, 325, 331
	335, 369, 371
Teachers' College, increasing appropriations	42, 52, 53, 60
Union School district, relating to	603, 604, 674
King's Highway, classification of	51, 52, 74, 80, 85
Korean conflict, relating to veterans serving in	509, 512

L

Labor Unions, contracts with, towns to enter into	283, 294, 401, 509
Laconia, city of, establishing Board Fire Commissioners	369, 372
	395, 401, 410
salaries of Board of Public Works	129, 165, 166
	434, 453, 483
State School, relating to	475, 726, 727, 728, 729, 730, 759, 781
Land, posting of	82, 83, 317, 322, 329
surveying, practice of	33, 53
Landsowne, Ada T., in favor of	270, 272, 304, 307, 312
Lay-out, limited access highways	504, 546, 547, 548
and acquisition of land, highways	295
Leaves of absence	10, 14, 19, 25, 30, 38, 48, 61, 91, 100
	111, 121, 128, 142, 159, 167, 183, 232
	242, 249, 257, 275, 303, 316, 360, 374
	381, 421, 428, 438, 447, 454, 491
Lee, town of, relating to building reserve of	396, 414, 420, 444
Legalizing, annual meeting Alton	230, 231, 263, 274, 280
Atkinson	101, 164, 182
Alton school district meetings	184, 185, 200
Bristol School District meeting	161, 164, 182
Campton Village Precinct meeting, 1955	337, 340, 363, 373, 391

Legalizing, Colebrook annual town meeting	184, 185, 199
Coos County Convention meeting	160, 301
Ellsworth biennial election 1954	308, 352, 360, 434, 443
Exeter, town meeting, 1955	161, 163, 182
Goffstown, annual meeting 1955	285, 286, 317, 322, 329
Hudson, annual meeting 1955	32, 39, 41
Lyndeborough annual school meeting	184, 185, 206, 211, 222
Meredith town meeting	343, 346, 376, 381, 392
Newbury biennial election 1954	36, 37, 50, 66, 74
Newport biennial election 1954	36, 37, 61, 66, 74
North Walpole village meetings 1950	158, 166
Plainfield school district meeting	283, 324, 330, 434, 443
Seabrook, certain meetings in	460, 461, 479, 490, 495
Springfield, annual town meeting	305, 306, 325, 331, 343
Legatees, distribution of property of	222, 223, 284, 287, 311
Legislature, county convention, members not in	209, 224, 232, 248
mileage for members	336, 339, 448, 450, 460, 483
Legislative, compensation of employees	596, 597, 622, 623, 624, 625
mileage allowances for employees	270, 272, 280, 496, 538, 773
Liability, basis of, change in grade construction ...	173, 219, 258, 262, 337, 342
insurance, extended coverage in	174, 175, 219, 224, 239, 256, 261
motor vehicle, repeal bond provisions	152, 153, 201, 205, 221
Library Building, construction of U. N. H. ..	360, 361, 362, 384, 393, 416, 444
Licenses for minors, using bow and arrow	116, 266, 273, 285, 291
hunting and fishing honorary	70, 71, 95, 100, 112, 120
practical nurses, change of fees	336, 340, 383, 394, 405, 425, 433
suspension of, certain cases	413, 468, 477, 535
persons practicing medicine ...	48, 90, 91, 174, 181
Licensing, motor vehicle manufacturers	48
practical nurses	67, 277
Licns, favor hospitals	509, 512, 553, 554, 555, 573
house trailers, providing for	149, 167, 172, 433, 443
recording of real estate	32, 39, 41, 45, 60
Life insurance companies, annuity accounts	129, 153
group, definition of	152, 153, 186, 191, 199
Limited maintenance, of highways	283, 364
Litchfield, town of, school district exceed bonded indebtedness	245, 247
263, 274, 280	
Liquor licenses, transfer of	411, 467, 477, 493
Littleton, legalize meeting	161, 163, 182
powers and duties of	369, 372, 394, 401, 410
Loans, credit Unions, relating to	245, 247, 421, 427, 444
Lobsters, taking of	596, 597, 613, 614
Local option, town use of finances	135

M

Machinery junk yard, control of	509, 512, 600, 602, 617
Majority-minority reports	179, 180, 181, 407, 408, 409, 410, 516, 517
Manchester, city of, authority of surveyor	534, 535
vacations of employees	485, 488, 498, 503, 524
Marcotte, Alfred J., estate of	433, 437, 444
Massabesic Lake, relative to study of use	509, 512, 532, 533, 611, 612, 624
Medicine, practice of	413, 468, 477, 535
Medical, examiners, process of board of	109, 110, 325, 331, 343
referees, fees of	130, 131, 251, 257, 261
Meetings, notice of City Council, Concord	160, 163, 193, 210
Membership, cancer commission	134, 498
Fish and Game Commission, increasing	416, 419, 471, 478
water pollution commission	184, 186, 207, 211, 221
Mental Health Commission, relating to	76
Meredith, legalizing meeting of	343, 346, 376, 381, 392

Merrinack, authorizing bond issue	549, 552, 613, 614, 780, 781
classification of road	42, 53, 60
Merit rates, under unemployment compensation law	32, 47, 60
rating, public utilities	475, 553
Methodist Church, increase property holdings	55, 56, 79, 80, 85
Mileage allowances, legislative employees	270, 272, 280, 496, 538, 749
members of General Court	270, 272, 289, 293, 312
rate, private cars, state employees ..	343, 346, 491, 492, 495, 510, 524
Military rank, Adjutant General	87, 88, 131, 134, 151
Minimum speed regulations, motor vehicles	192, 194, 224, 241, 261
Mortgage, corporate assets	45, 67, 68, 58
Mortgagees, rights of, land damage cases	109, 133, 134, 151
Mortgages, real estate, relating to	109, 110, 154, 158
Motor Boats, registration of	111, 176, 177, 313, 320
Motor vehicle, application of laws	174, 201, 205, 221
financial responsibility	160, 162, 186, 191, 199
road toll, payment by counties ..	214, 218, 299, 302, 313, 370, 391
violations, penalties	281, 354, 363, 403, 412, 426, 577
weights, relating to	452, 453, 469, 484, 485
Motor vehicles, binder chains, use of	192, 194, 225, 239, 256, 261
dimming lights on	460, 461, 650, 651
for hire, relating to	341, 725, 726
hand signals	77, 78, 138, 142, 151, 323
negligent operation of	174, 224, 232, 248
operation of intrastate commerce	122, 201, 205, 221
by minors	496, 539
use of mud flaps on	192, 194, 225, 232, 248
red beacons on	281, 282, 382, 394, 406, 426, 433
Municipal court, Portsmouth, salary of Justice	38, 49, 50, 68, 216
Somersworth, salary of Associate Justice ..	231, 271, 271, 290
courts, jurisdiction of	452, 453, 466, 477
Finance Act, exemption from	76, 132, 148, 378
57, 58, 59, 60, 68, 71	38, 39, 56
Muzzling of dogs, relating to	214, 218, 234, 242, 246, 255

N

Narcotics, sale of, to minors	55, 65, 95, 100, 303, 326, 330, 452, 487
Nashua, City of, capital reserve funds of	304, 377, 391
First Unitarian Congregational Society of	50, 72, 75, 130, 141
National Guard, courts-martial in	81, 131, 134, 174, 181
pay of	152, 153, 207, 237, 242, 255, 261
Neglect, husband to support family	282, 332, 341, 371, 522, 540
Newport, legalize election in	36, 37, 61, 66, 74
to refund its indebtedness	160, 163, 195, 200, 210
New England Education Compact, ratify	244, 246, 395, 440, 447, 483
Hampshire Commissioners, Forest Fire Commission	336, 340
430, 437, 444	
Interstate Bridge Authority, Compensation	81, 118
120, 245, 255	
Shore Commission	160, 162, 290, 293, 432, 445, 487, 494
State, appropriations, capital improvements	
Tri-State Commission, funds for ..	65, 364, 373, 511, 523, 535
Veterans Association ..	130, 131, 317, 322, 338, 385, 392, 410
in favor of	501, 502, 606
Non-military use, State Armories	77, 78, 113, 115, 120
Non-resident fishing licenses	270, 272, 458, 462, 485, 771
North Beach, comfort station at Hampton	336, 340, 430, 528, 536
Number plates, special, members General Court	87, 88, 92, 109, 114
Nurses, practical, licensing of	67, 277

O

Observance, General Lafayette, memory	152, 153, 250, 257, 261
Obsolete artillery, placement of	44, 131, 134, 174, 217, 222
Obstructions, ice and snow, motor vehicles free	230, 231
Oleomargarine, relative to	255, 256, 298, 302, 312
Open season, taking of beaver	48, 178, 183
taking of beaver and otter	161, 164, 191, 203, 214, 221
fur-bearing animals	149, 151, 168, 173, 182
Operation, motor vehicles, right-of-way signs	51, 165, 166, 355, 368
negligent	174, 224, 232, 248
Operators, motor vehicles, by minors	496, 539
school buses, relating to	282, 382, 394, 410
Opinion	397, 398, 399, 400, 442, 443
Orders, selectmen, muzzling dogs	214, 218, 234, 242, 246, 255
vacated	54, 65, 80, 117, 163, 164, 181, 185, 194, 207, 261, 447
Organization	3, 4, 5, 6, 7, 8
Orthodox parishes, incorporation of	150, 151, 201, 205, 221
Outboard motors, prohibiting use of	81, 278, 282, 393
registration of	111, 176, 177, 313, 320
Owners, of aircraft, involved in accidents	336, 340, 363, 373, 392, 418, 443
of motor vehicles, satisfaction of judgment by	160, 162, 202, 205, 221

P

Pari-mutuel pools, payment of	155, 156, 179, 180, 183
Park commission, city of Berlin	44, 118, 120, 162, 182
Parking areas, State-owned, Hampton Beach	269, 272, 430, 437, 444
Partnerships, fee for registration of	87, 88, 137, 142, 150, 157
re-registration of	411, 432, 467, 494, 523, 524, 616, 617, 624
Par value, of insurance company stock	32, 47, 59
Payment, forest fire expenses	152, 153, 279, 364, 373, 391
motor vehicle road toll, counties ...	214, 218, 299, 302, 313, 370, 391
poll taxes	93, 94, 113, 115, 120
and head taxes	174, 251, 257, 261
tuition, high school pupils	207, 295, 307, 321, 329
wages, of deceased persons	130, 153, 154, 182
Peddlers and Hawkers, relating to	191, 194, 234, 241, 259, 285, 291
.....	300, 346, 357, 370, 391
Penalties, increasing certain	81, 128, 337, 355
motor vehicle violations	281, 354, 363, 403, 412, 426
Perambulation, Maine-N. H. boundary line	70, 71, 127, 128, 141
Permits, burial, prerequisites for	130, 131, 170, 171, 172, 185, 221
Personal property, assessments on	70, 113, 115, 240, 247
taxation of	76, 117, 120, 245, 254
Peterboro Home for the Aged, relating to	295, 350, 360, 371, 391
Pharmacists, registration of	50, 169, 172, 313
Pheasants, sale of	149, 151, 179, 183, 193, 199
Pierce, Harry, in favor of	270, 272, 323, 331, 355
Pitman, Merle, in favor of	26, 27, 41, 43, 77, 85
Plainfield school meeting, legalized	283, 324, 434, 443
Plant certification, establishing	160, 163, 197, 200, 210
Plymouth Savings Bank, charter of	212, 234, 241, 292, 311
Police commission, Rochester, established	73, 288, 293, 436, 453, 454, 484
Policies, extended coverage	174, 175, 219, 224, 239, 256, 261
Political parties, State Committee	77, 78, 94, 100, 113
Poll tax, exemptions veterans	49, 64, 66, 74
physically incapacitated	26, 297, 365, 373
Porcupine, relating to	416, 419, 457, 462, 484
Portsmouth, Board of registrars	155, 156, 228, 273, 280, 522, 526, 620, 621
municipal court judge	38, 49, 50, 216, 231, 271, 290
port of, funds for	285, 286, 309, 316, 337, 355

Portsmouth relative to trust fund trustees	275, 304, 307, 523, 524
salary of trust fund trustees	156, 157, 220, 224, 230
Portsmouth, City of, audit of accounts	16, 24, 156, 158
bank of	155, 156, 220, 223, 229
charter of	155, 156, 220, 223, 229
Positions, established State Hospital	214, 218, 284, 302, 312
Posting of land, relating to 82, 83, 255, 256, 316, 317, 322, 329, 337, 368	
Powers and duties, town of Littleton	369, 372, 394, 401, 410
of towns	429, 466, 467, 549
of the Board of Medical Examiners	109, 110, 325, 331, 343
of credit committee, credit unions 203, 204, 264, 274, 284, 301, 311	
of Plymouth Village Fire District	161, 163, 195, 200, 210
Practical chemistry, relating to	362, 468, 502
nurses, permits for	336, 340, 383, 394, 405, 425, 433
Practice, of Dentistry, relating to	122, 169, 172, 182, 255, 256, 261, 269
land surveying, relating to	33, 53
medicine, relating to	413, 468, 477, 535
professional engineering	193, 194, 236, 241, 261
Printing session laws	27, 34, 36, 40
Private cars, mileage rate for	343, 346, 491, 492, 495, 510, 524
Probate, establishing chief Judge	283, 327
Court, Hillsboro, regulate sessions	245, 247, 295, 302, 312
Courts, special sessions	33, 195, 200, 301, 311
granting authority to	51, 52, 72, 75, 85
Procedures, re-assessment	33, 47, 736, 737
Property, distribution to legatees	222, 223, 284, 287, 311
Public buildings, inspection of	305, 307, 364, 373, 391
dumps, control of	509, 512, 600, 602, 617
libraries, removal of employees from	24, 47, 77, 85
officials, removal of from	192, 325, 330, 426
taxes, assessment of	603, 604, 615, 622
utilities commission, authority of	130, 131, 440
water supply, protection of	255, 256, 468, 477, 494
Publication, report of Audit	135, 168, 172, 339, 354, 371, 391
Publicly-elected officials of cities	44, 63, 64, 66, 94, 98, 110

Q

Qualifications, membership commission Pharmacy	262, 468, 502
veterinary licenses	214, 218, 300, 302, 312
Qualified practical nurses, licensing of	67, 277

R

Railroad corporations, formations of	258, 305, 307, 355, 369
overhead bridges, relating to	209, 268, 273, 285, 292, 311
Read and Referred	17, 23, 27, 29, 31, 32, 35, 37, 38, 42
45, 49, 52, 55, 65, 71, 78, 83, 88, 94	
109, 112, 116, 117, 122, 130, 135, 136	
143, 150, 152, 153, 156, 158, 162, 163	
174, 175, 185, 186, 194, 204, 209, 217	
223, 231, 240, 246, 262, 271, 281, 286	
292, 302, 306, 314, 321, 329, 339, 340	
346, 361, 372, 386, 393, 396, 411, 412	
419, 420, 436, 446, 453, 501, 555, 577	
Re-assessment procedures	33, 47
Real Estate, mortgages, relating to	109, 110, 154, 158
tax exemption, etc. 724, 725	
Recess	8, 16, 23, 50, 58, 66, 97, 121, 147, 154
158, 164, 190, 201, 204, 205, 209, 215	
217, 227, 233, 246, 298, 330, 334, 351	
356, 357, 384, 414, 420, 422	

Reciprocal agreements, appropriation for	245, 247, 277, 282, 291
Reclaimed trout ponds, trolling in	149, 151, 213, 218, 230
Reclamation projects, water pollution	135, 197, 200, 210
Recordation of liens, real estate	32, 39, 41, 45, 60
Recount of votes, biennial elections	29
Reed, Austin H., in favor of	541, 547, 556
Refuse, throwing of, on public waters	269, 272, 324, 331, 354
Regional planning commission, creation of	392, 430, 437, 535, 549, 550, 551
Register of Deeds, reports of	111, 133, 134, 193, 200
Registered mail, definition of	433, 437, 450, 454, 475, 484
Registrars, board of, Portsmouth, compensation of	155, 156, 268, 273, 280
Registration, outboard motors	111, 176, 177, 313, 320
partnerships, relating to ...	411, 432, 467, 497, 523, 524, 609, 610
pharmacists	50, 169, 172, 313
voters, City of Concord	160, 163, 183
City of Dover	87, 88, 169, 172, 200
Regulation, drivers' schools	86, 175, 177, 443
fishing, establishing	70, 71, 95, 100, 113
Religious corporations law, amend	150, 151, 201, 205, 221
Removal, public officials	192, 325, 330, 426
Repeal, motor vehicle liability bond	152, 153, 201, 205, 221
Reports, Committee (see Committee Reports)	
Requirements, absentee voting	367, 372, 455, 462, 486, 611
Resolutions	5, 6, 7, 8, 9, 10, 14, 18, 19, 20, 25, 26
28, 29, 40, 41, 91, 110, 115, 183, 248	
249, 286, 315, 356, 374, 397, 448, 504	
Retirement System, employees, modified	617, 665, 674
for firemen	112, 202, 205, 261, 262
Revenue, Department of Health	69, 308, 316, 460, 484
Revised Laws, State of N. H., codify	45, 62, 66, 71, 85, 463, 475, 476
Revised Statutes Annotated, State of N. H. publication of	65, 124, 128
370, 440, 452, 483	
distribution of	579, 580, 618
619, 625, 626, 632	
pocket supplement to ...	493, 494
611, 615, 621	
Rifles, use of, Shotgun towns	87, 88, 118
Ring, Harry J., in favor of	82, 83, 138, 142, 151
Rochester, City of, election of officers	184, 185, 206, 211, 221
police commission in	173, 288, 293, 436, 453, 454, 484
Rye, Town of, acquisition water rights in	308, 352, 360
school district in	429, 580, 581
water district, relating to	686, 687

S

Safety chains on trailers, relating to	460, 461, 650, 651
regulations, commercial establishments	496, 552, 573, 577
Salaries, Board of public works, Laconia	129, 165, 166, 434, 435, 483
Bilknap county officials	230, 231, 251, 257, 271
387, 396, 494, 415, 463, 485	
County officials, Hillsboro	336, 340, 414, 499, 535, 581
Sheriff, Coos County	300, 302, 324, 331, 354
Trust Fund Trustees, Portsmouth	156, 157, 220, 224, 230
Salary, Associate Justice, Somersworth	452, 453, 466, 477
Coos County solicitor	116, 117, 254
Grafton County sheriff	122, 253
Justice; Claremont court	617, 618, 656
Keene court	291, 293, 325, 331, 335, 369, 371
Newport court	686, 687
Portsmouth court	38, 49, 50, 68, 216, 231, 271, 290

Sale, of armories, relating	360,	362,	456,	462
beverages, election day		230,	231,	276
cider	192,	276,	282,	355, 369
fertilizer, in State	31,	72,	75,	82, 143, 151
narcotics, minors	55,	65,	95,	100, 303, 326, 330, 452, 487
pheasants	149,	151,	179,	183, 193, 199
sling shots, black jacks, etc.	54,	375,	380,	486, 501, 609, 610
Sandwich Notch Road, Sandwich	82,	83,	133,	134, 151
Savings Banks, investments by	429,	478,	490,	771, 813
in	369,	373,	422,	427, 444
School attendance, relating to		192,	194,	422
building aid, relating to	749,	793,	794,	795, 796, 832, 833, 834, 841, 842
children, transportation of		282,	382,	394, 410
districts, borrowing by	421,	447,	496,	497, 503
combining to	130,	169,	173,	182
superintendents, relating to	269,	271,	289,	293, 311
tuition, relating to		514,	541,	556
Seabrook, Town of, legalizing meeting	460,	461,	479,	490, 495
Sealing, beaver skins, fee for		135,	154,	158
Seed, certification	160,	163,	197,	200, 210
Senatorial districts, study of	541,	547,	605,	606, 625
Service exemption, veterans		69,	522,	526
Session Laws, advance sheets of	49,	79,	80,	88, 98
printing of		27,	34,	36, 40
1921, amending	429,	516,	517,	519, 520, 526, 527
Sessions, regulated, Probate Court	245,	247,	295,	302, 312
Sewerage system, Jaffrey		36,	37,	49, 50, 60
Sexual psychopathics, care of	76,	238,	241,	313, 329, 335
Share amount limits, building and loans	203,	204,	264,	274, 291
Shore protection, Boar's Head, Hampton	423,	494,	525,	526, 541, 556
Skiing injuries, claims for damages	305,	306,	413,	420, 434, 444
Small claims court, claims filed in		38,	39,	62, 66, 74
estates, administration of		70,	71,	125, 128, 141
loans licensees, annual reports	156,	157,	186,	191, 197, 221
watersheds, appropriation for	501,	502,	613,	619, 633, 649
Soil conservation districts, establishment of	377,	380,	457,	462, 484
Solicitation of Bribes, relating to	82,	335,	353,	259, 462, 684
Solicitor assistant, Hillsboro County			64,	125
Special Orders	18,	101,	144,	146, 176, 177, 241, 247
Plates, school buses	307,	357,	358,	359, 412, 502, 581, 651
temporary use of		87,	136,	142, 230
Sessions, Probate Court	33,	195,	200,	301, 311
Speed regulations, motor vehicles		16,	23,	24, 355
Springfield, Town of, legalizing meeting	305,	306,	325,	331, 343
State Armories, non-military use of	77,	78,	113,	115, 120
Departments, appropriations for		29,	41,	43, 47
Documents, reproduction of		295,	323,	330, 524
employees, mileage rate for	343,	346,	491,	492, 495, 510, 524
service credits for	184,	186,	395,	401, 410
employment benefits		27,	40,	41, 42
flag, use of				688, 731
hospital, positions at	214,	218,	284,	297, 302, 312
House, fire protection for			184,	186, 324
Parking areas, Hampton Beach	269,	272,	430,	437, 444
Parks, relating to	54,	289,	293,	378, 385, 415, 416
prison, care and custody	31,	40,	41,	42, 96, 101, 110, 156, 158
treasurer, deposits by	360,	361,	479,	490, 495
Stenographers, court, salaries of		466,	496,	580, 581
Stock transfer books, closing of	444,	446,	528,	536, 556
Storing explosives, relating to	320,	321,	342,	349, 391

Stratford, classification of road in	77, 78, 95, 100, 113
County commissioners' salaries	116, 117, 254
solicitor's salary	116, 117, 254
Subpoena power, Attorney General, in certain cases	648, 649, 772
Subversive Activities, investigation of	184, 185, 383, 393, 396
standards of proof	31, 94, 99, 303, 333, 340, 369
Superior Court, powers of	514, 644, 645, 646
relating to extensions issued	93, 122, 128, 204, 223, 229
return of writs in	87, 88, 153, 158
Surveyor, authority of, City of Manchester	534, 535, 792, 793
Sutton Road, relating to	219, 268, 273, 337, 370, 488, 618, 644
Sweeney, Edward C., Sr., Estate of	411, 412, 433

T

Taken from Table	303, 346, 347, 348, 512, 584
Taking of, lobster, clams, etc.	603, 604, 620, 621
Tax Commission, Division of Appraisals in	411, 466, 477, 495
exemption, certain installations	291, 293, 324, 331, 367, 391, 393
for institutions	245, 247, 304, 307, 312
rate of interest and dividends	421, 526, 672, 771
Taxation, and forest conservation	522, 526, 646, 647, 648, 652, 673
house trailers	214, 218, 234, 235, 247, 248, 270, 291
personal property	76, 117, 120, 245, 254
railroads, evidence of value	425, 427, 440, 447, 451
Taxes, relating to	416, 420, 431, 451
Teachers, dismissal of	320, 321, 536, 537, 538, 582, 583, 584, 609, 623
retirement system study	509, 512, 578, 633, 649
Temporary appropriations, State of N. H., month of August	664
Title, unlicensed dogs, relating to	135, 136, 187, 191, 204, 210
Tobacco products, tax on, nature of	403, 431, 437, 510, 524
Todd, Harold A., in favor of	270, 272, 297, 303, 312
Towns, powers and duties of	529, 466, 477, 549
Trade names, registering, fee for	87, 88, 137, 142, 150, 157
Trapping, fur bearing animals	44, 178, 183, 270, 291
Treasurer, public bodies, check drawing by	149, 150, 167, 172, 185, 210
Trespassing stock	69, 197, 200, 256
Trolling, reclaimed trout ponds	149, 151, 213, 218, 230
Trust Deposits, in banks	661, 663, 675, 676, 677, 689, 759
Trustee Trust funds, Portsmouth	275, 304, 307, 523, 524
Tuition, school pupils, payment of	209, 295, 307, 321, 329

U

Unemployment compensation, relating to	203, 204, 233, 241, 259, 285, 553
Law, merit rates under	32, 47, 60
Uniform Law, preservation, Records	255, 256, 328, 331, 370, 391
duties of support	281, 376, 381, 385, 415, 416
State Laws, commission on	55, 56, 90, 91, 109, 113
Union School District, Keene	603, 604, 674
United States, land, jurisdiction of in N. H.	416, 420, 431, 437, 444
owned by the	174, 201, 205, 221
University of New Hampshire, construction at	360, 361, 362, 384, 393, 416, 444
Unsecured loans, building and loan associations	203, 204, 264, 274, 291
Unused supplies, transfer of	143, 167, 172, 182
Use of firearms, towns, local option	135
rifles, shotgun towns	87, 88, 118

V

Validating, certain proceedings, Bedford	23, 26, 112
Variable annuity accounts	129, 153

Veterans' Association, N. H., in favor of	501, 502, 612, 613, 634
relating to	130, 131, 317, 322
	338, 385, 392, 410, 612
Veterans, disabled, relating to	392, 393, 612, 634, 656
service exemption	69, 653, 654, 655, 656
inserting name on check list of	282, 318, 322, 338, 368, 377, 396
Korean conflict, poll tax exemption	49, 64, 66, 74, 612
service exemption for	522, 526, 653, 654, 655, 673, 723
Veterinary examiners, board of	214, 218, 300, 302, 312
Voluntary corporations, fees for	245, 247, 310, 316, 337, 354
Voters, registration of, City of Concord	160, 163, 182
Dover	87, 88, 169, 172, 200
Votes, recount of after biennial election	29
write-in, for nomination as	16, 28, 213, 229, 231

W

Wages, payment of, relating to	130, 153, 154, 182
Ward lines, city of Dover	312, 314, 350, 360, 368
Wardens, appointment of	51, 52, 279, 282, 292, 311
Water pollution commission, membership	182, 186, 207, 211, 221
relative to	135, 197, 200, 210
rights, acquisition, Rye	308, 352, 360
Water resources board	652, 653, 674
supply, public, protection of	255, 256, 468, 477, 494
Works, Hancock, bonded indebtedness of	45, 62, 66, 74
Weeks, Alonzo P., mileage allowance for	746, 785
Weighing devices, fees for sealing	425, 427, 457, 462, 484
Weight, semi-trailers, relating	579, 626, 627, 632, 771
Weights, motor vehicles	452, 435, 469, 484, 485, 642, 643
Welcome	20, 149
Wentworth, Gov. John, name highway	156, 157, 268, 274, 291
Wild bear, hunting of	270, 272, 458
deer, taking of	111, 277, 303, 457
season for	452, 453, 515, 526, 541
Windshields, installation of, trucks, motor cars	416, 420, 552, 553
Winnepesaukee Lake, study, recreational areas in region ...	749, 760, 844, 845
scenic highway, relating to	811, 815
Wolfeboro Village Fire Precinct, concerning	331, 426, 433
relating	191, 222, 223
Women's Dormitory, U. N. H., construction of	240, 241, 266, 319, 322, 337, 355
Woodlands, posting of	255, 256, 316, 322, 337, 368
Workmen's compensation	161, 164, 202, 205, 214, 221
Wounding of humans while hunting	130, 168, 172, 182
Write-in vote, primary elections, number	29, 37, 68
Writs, relating to	70, 90, 91, 150, 158

JOURNAL
OF THE
HONORABLE SENATE
SPECIAL SESSION OF 1954

JOURNAL
OF THE
HONORABLE SENATE
APRIL SESSION OF 1954

TUESDAY, APRIL 6, 1954

Proclamation for a Special Session of the Legislature.

By authority of Revised Laws, chapter 9-A, as inserted by Laws of 1945, chapter 134, you are hereby notified that the 1953 Session of the General Court shall reconvene in Special Session at ten o'clock in the forenoon of Tuesday, April 6, 1954, a majority of the members of the House and a majority of the members of the Senate having voted in favor of this Special Session.

ENOCH D. FULLER
Secretary of State

In pursuance to the foregoing proclamation, the Honorable Senate assembled in the Capitol in the City of Concord in said State on Tuesday, the 6th day of April, 1954, at 10 o'clock in the forenoon.

Senate was called to order by President Dwinell.

Prayer was offered by the Chaplain of the General Court, Reverend Austin Reed.

President Dwinell gave a brief message of welcome.

He pointed out the unprecedented nature of the special session, the first in the history of the State to be called by the members of the Legislature itself.

He expressed the hope that the session would be constructive, but short and expeditious and urged that all Senators, whether or not they had favored the calling of the session, unite their efforts to this end.

The Clerk proceeded to call the Roll.

Present

District No. 1	Fred G. Hayes, Jr.
2	Curtis C. Cummings
3	Fred Kelley
5	Lane Dwinell
6	Otto G. Keller
7	James C. Cleveland
8	Jesse Richard Rowell
9	Marjorie M. Greene
11	Katharine Jackson
12	Frederic H. Fletcher
13	Louis W. Paquette
14	Nathan A. Tirrell
15	Stewart Nelson
16	Norman A. Packard
17	Marye Walsh Caron
18	Francis J. Heroux
19	Paul H. Daniel
20	Maurice A. Jones
21	Frederick O. Smalley
22	Benjamin C. Adams
23	Margery W. Graves
24	Charles T. Durell

Absent

District No. 4	Perley C. Knox
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Resigned

District No. 10	A. Harold Kendall
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Resolutions

On motion of Senator Hayes, the following Resolution was adopted:

Resolved, That the House of Representatives be informed that in pursuance of a Proclamation from the Secretary of State, the Senate has assembled and is now ready to proceed with the business of the Special Session.

On motion of Senator Cleveland, the following Resolution was adopted:

Resolved, That the Rules of the Senate for the 1953 session be adopted as the Rules of the Senate for this Special Session with the following amendment:

That the Committee on Public Works shall consist of seven members instead of five.

On motion of Senator Fletcher, the following Resolution was adopted:

Resolved by the Senate, the House of Representatives concurring:

That the Joint Rules of the last session be the Joint Rules of this Special Session of the Legislature with the following amendments:

1. Strike out Rule 10.
2. Strike out Rule 12 and substitute in place thereof the following:

No Bill, Joint Resolution, claim outstanding on the first day of the session, or petition relating to new business shall be received in either branch of the Legislature unless reported by the Committee on Rules; and further provided that the Committee on Rules shall admit only bills relating to land damage awards and to such bills as may be deemed necessary for the proper administration of the Special Session; and be it further provided that this Rule may be suspended in either branch of the Legislature whenever two-thirds of the whole number of elected members shall, on Division taken, vote in favor thereof, and not otherwise.

On motion of Senator Jackson, the following Resolution was adopted:

Resolved: That to preserve a record of attendance, the clerk be instructed to call the roll of the Senate each morning just prior to the adjournment of the morning session and that any Senators who do not answer to their names at that time be considered absent for the day unless they announce their presence at some time during the day's session.

On motion of Senator Caron, the following Resolution was adopted:

Resolved: That the House of Representatives be notified that the Senate will be ready to meet the House in joint con-

vention at 11:00 o'clock for the purpose of receiving His Excellency, the Governor and any communication he may be pleased to make and for the transaction of such other business as may properly come before the convention.

Appointment

Pursuant to the Resolution offered above by Senator Cleveland, relative to the Public Works Committee, the President appointed as additional members of such Committee Senators Adams and Heroux.

Announcement

The President announced that he had received the resignation of Senator Knox from the Committee on Public Works, because of illness, and that he had appointed Senator Cummings to his place on the Committee.

Introduction of Guests

The President welcomed to the Senate, Misses Leda Casey, Nancy Low, Phyllis Sandgren and Judy Adams, all students at the Hood Junior High School of Derry, who were the guests of Senator Adams of the 22nd District.

The President declared a five minute recess.

(Recess)

The Senate re-assembled.

Introduction of Bill

The Committee on Rules introduced the following entitled bill, which was read a first and second time, and referred:

To a Joint Committee of Public Works and Judiciary:

Senate Bill No. 1, An Act relative to the construction or alteration of highways, and the assessment of highway construction damages.

Resolution

On motion of Senator Adams, the following Resolution was adopted:

Resolved that the President of the Senate be and hereby is directed to request the Justices of the Supreme Court to express to the Legislature their opinion upon the following question:

Would it be constitutional, under the amendment of 1942 to Article 5, Part Second, of the Constitution, to provide for the appraisal of standing wood and timber for the purposes of a severance tax at fixed values per units of measurement, such values to be uniform throughout the state, and to vary according to the species and the quality of the standing wood and timber.

House Message

The following message was received from the House of Representatives by its Clerk:

Mr. President:

The House of Representatives has passed the following Resolution:

Resolved, That the Honorable Senate be notified that the House of Representatives has assembled in accordance with the petitions for calling a Special Session and is now ready to proceed with the business of the session.

The Message further stated that the House of Representatives has passed the following Resolution, and asks the concurrence of the Honorable Senate:

Resolved, That the Honorable Senate be notified that the House of Representatives will be ready to meet the Senate in joint convention at 11 o'clock for the purpose of receiving His Excellency, the Governor, and any communication he may be pleased to make, and that a Joint Committee of five, consisting of three on the part of the House and two on the part of the Senate, be appointed to wait upon His Excellency and inform him accordingly.

The Speaker has appointed as members of such Committee on the part of the House, Mrs. Otis of Concord, Mrs. Millar of Claremont, Kearns of Manchester.

On motion of Senator Graves, the Senate voted to concur in the above Resolution.

Pursuant to the same, the President appointed as members of such Committee on the part of the Senate, Senators Greene and Caron.

The message further stated that the House of Representatives has voted to concur in the adoption of the following Concurrent Resolution sent down from the Honorable Senate:

Resolved by the Senate, the House of Representatives concurring:

That the Joint Rules of the last session be the Joint Rules of this Special Session of the Legislature with the following amendments:

1. Strike out Rule 10.

2. Strike out Rule 12 and substitute in place thereof the following:

No Bill, Joint Resolution, claim outstanding on the first day of the session, or petition relating to new business shall be received in either branch of the Legislature unless reported by the Committee on Rules; and further provided that the Committee on Rules shall admit only bills relating to land damage awards and to such bills as may be deemed necessary for the proper administration of the Special Session; and be it further provided that this Rule may be suspended in either branch of the Legislature whenever two-thirds of the whole number of elected members shall, on division taken, vote in favor thereof, and not otherwise.

The President declared a Recess, for the purpose of meeting in Joint Convention with the House of Representatives.

(See House Proceedings)

The Senate re-assembled.

On motion of Senator Cummings, the following Resolution was adopted:

Resolved, That the rules of the Senate be so far suspended as to permit all business in order this afternoon at 2 o'clock be made in order at the present time.

On motion of Senator Jones, the Senate adjourned.

WEDNESDAY, APRIL 7, 1954

The Senate met according to adjournment.

The Clerk proceeded to call the Roll, with all members being present, with the exception of Senators Knox who was excused on account of illness.

Resolutions

On motion of Senator Jones, the following Resolution was adopted:

Whereas, Edmond J. Marcoux of Rochester, present member of the State Liquor Commission, and former State Senator, is seriously ill in a hospital in Boston, Massachusetts, therefore be it

Resolved, That we, the members of the Honorable Senate, hereby extend our sympathy to him in his illness and our best wishes for a speedy recovery, and be it further

Resolved, That the Clerk of the Senate send a copy of these Resolutions to Senator Marcoux.

On motion of Senator Cleveland, the following Resolution was adopted:

Whereas, Perley C. Knox of Sandwich, member of the State Senate, is seriously ill and unable to be present at this Special Session, therefore be it

Resolved, That we, his colleagues in the Senate, hereby extend our sympathy to him in his illness and our best wishes for a speedy recovery, and be it further

Resolved, That the Clerk of the Senate send a copy of these Resolutions to Senator Knox.

The President declared a Recess, subject to the call of the Chair.

(Recess)

The Senate re-assembled.

On motion of Senator Keller, the Senate adjourned from the morning session.

Afternoon

The Senate was immediately called to order in afternoon session.

On motion of Senator Durell, the Senate adjourned.

THURSDAY, APRIL 8, 1954

The Senate met according to adjournment.

The Clerk proceeded to call the Roll. All members were present except Senator Knox who was excused on account of illness.

Communication

The President announced the receipt of a communication from the Supreme Court, which he requested the Clerk to read, as follows:

To the Honorable Senate:

The undersigned Justices of the Supreme Court have received your resolution of April 6, 1954, requesting our opinion as to whether it would be constitutional, under the amendment of 1942 to Article 5, Part Second, of the Constitution, to provide for the appraisal of standing wood and timber for the purposes of a severance tax at fixed values per units of measurement, such values to be uniform throughout the state, and to vary according to the species and the quality of the standing wood and timber.

Since it does not appear that the question propounded is one which is pending in the Senate and "awaiting the consideration and action of that body in the course of its legislative . . . duty" (*Opinion of the Justices*, 84 N. H. 584, 585), we deem it our constitutional duty to decline to answer the inquiry (*Opinion of the Justices*, 67 N. H. 601), and respectfully ask that we be excused from compliance with your request. *Opinions of the Justices*, 93 N. H. 477; 90 N. H. 567; 86 N. H. 607; 84 N. H. 584, *supra*, and opinions cited.

FRANK R. KENISON
LAURENCE I. DUNCAN
AMOS N. BLANDIN, JR.
EDWARD J. LAMPRON
J. R. GOODNOW

April 8, 1954.

Resolution

On motion of Senator Cummings, the following Resolution was adopted:

Whereas, we have learned with sorrow of the death of Ansel N. Sanborn of Wakefield, who had served his Town and State in many public offices, and

Whereas, he was a former President of the New Hampshire Senate, therefore be it

Resolved, That we, the members of the Senate pay tribute to our former fellow member for his many years of public service and extend our deep sympathy to his family, and be it further

Resolved, That the Clerk of the Senate transmit a copy of these Resolutions to Mrs. Sanborn.

On motion of Senator Adams, the Senate voted to Recess until 1 o'clock.

(Recess)

The Senate re-assembled.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bill, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 2, An Act relative to state highway layouts and award of damages.

Read and Referred

The following entitled bill was read a first and second time, and referred

To a Joint Committee composed of the Committees on Public Works and the Judiciary.

House Bill No. 2, An Act relative to state highway layouts and award of damages.

Introduction of Joint Resolution

The Committee on Rules introduced the following entitled Joint Resolution, which was read a first and second time, and referred

To a Joint Committee composed of the Committees on Public Works and the Judiciary.

Senate Joint Resolution No. 1, Joint Resolution to Establish a Fact Finding Committee on Highway Land Damage Awards.

The President declared a Recess.

(Recess)

The Senate re-assembled.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following entitled bill, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 3, An Act relating to compensation and mileage of members and attaches of the Legislature in special session and a certain capital improvement at the State Hospital.

Read and Referred

The following entitled bill was read a first and second time, and referred

To the Committee on Finance:

House Bill No. 3, An Act relating to compensation and mileage of members and attaches of the Legislature in special session and a certain capital improvement at the State Hospital.

The Chair declared a Recess.

(Recess)

The Senate re-assembled.

On motion of Senator Cummings, the rules were so far suspended as to permit the introduction of a Committee Report not previously advertised in the Journal.

Committee Report

Senator Greene, for the Committee on Finance, to whom was referred

House Bill No. 3, An Act relating to compensation and mileage of members and attaches of the Legislature in special session and a certain capital improvement at the State Hospital.

Having considered the same, report the same with the following amendment and recommend that the bill as amended ought to pass.

Amend the title of said bill by striking out the same and inserting in place thereof the following:

An Act relating to compensation of attaches of the legislature and mileage of members and attaches at special session, relative to a certain capital improvement at the state hospital, the continuation of allotments in certain cases, and to an extension of so-called daylight saving time.

Amend section 1 of said bill by striking out the words "compensation of three dollars per day for a period not exceeding fifteen days and" so that said section as amended shall read as follows:

1. *The General Court.* Amend chapter 9-A of the Revised Laws, as inserted by chapter 134 of the Laws of 1945, by adding at the end thereof a new section as follows: 7. *Compensation and Mileage.* In the event that the general court convenes itself in special session in the manner provided by this chapter, the officers and members shall receive for attendance the usual mileage. The attaches of the general court shall receive for attendance compensation at the rate of the next previous session and the usual mileage.

Amend said bill by inserting after section 2 the following new sections:

3. *Continuation of Allotments.* Amend section 6 of chapter 254 of the Laws of 1951 by striking out said section and inserting in place thereof the following: 6. *Use of Funds.* The sums as appropriated in each project of section 1 shall be used as allotted, provided that in case the amount allotted for a specific project thereunder shall be more than sufficient to complete said project any balance of said allotment may be transferred to any other project mentioned in said section 1, upon approval of the governor and council. Any funds not used as herein provided shall lapse.

4. *Daylight Saving Time.* Amend section 95 of chapter 51 of the Revised Laws by striking out the word "September" wherever it appears in said section and inserting in place thereof the word, October, so that said section as amended shall read as follows: 95. *Standard Time.* The standard time within the state, except as hereinafter provided, shall be based on the mean astronomical time of the 75th degree of longitude west from Greenwich, known and designated by the federal statute as "United States Standard Eastern Time." At 2 o'clock

ante-meridian of the last Sunday in April of each year, the standard time in this state shall be advanced one hour, at 2 o'clock ante-meridian of the last Sunday in October of each year, the standard time in this state shall, by the retarding of one hour, be made to coincide with the astronomical time herein before described as "United States Standard Eastern Time," so that between the last Sunday in April at 2 o'clock ante-meridian and the last Sunday in October at 2 o'clock ante-meridian in each year the standard time in this state shall be one hour in advance of the "United States Standard Time." In all laws, statutes, orders, decrees, rules and regulations relating to the time of performance by any officer or department of this state, or of any county, city, town, or district thereof, or relating to the time in which any rights accrue or determine, or within which any act shall or shall not be performed by any person subject to the jurisdiction of this state, or of any county, city, town, or district thereof, and in all contracts or choses in action made or to be performed in this state, it shall be understood and intended that the time shall be as set forth in this section.

Further amend said bill by renumbering section 3 to read section 5.

The report was accepted.

Senator Fletcher moved that the bill with the accompanying report be laid upon the table and made a Special Order of business for tomorrow morning, April 9th, at 11 o'clock.

On a *viva voce* vote, the negative prevailed, and the motion was lost.

Question being on the adoption of the amendments offered by the Committee.

On a *viva voce* vote, the affirmative prevailed, and the bill was ordered to a third reading this afternoon at 2 o'clock.

Order Vacated

Senator Cleveland moved that the order whereby House Bill No. 2, An Act relative to state highway layouts and award of damages, was referred to the Joint Committee of Public Works and Judiciary be vacated.

(Discussion ensued)

Question being stated: Shall the order whereby the above entitled bill was referred to the Joint Committee be vacated?

Senator Cleveland demanded a Roll Call.

The Clerk proceeded to call the roll.

The following named Senators voted in the affirmative: Senators Kelley, Cleveland, Greene, Jackson, Tirrell, Nelson, Caron, Jones, Smalley.

The following named Senators voted in the negative: Senators Hayes, Cummings, Keller, Rowell, Fletcher, Paquette, Packard, Heroux, Daniel, Adams, Graves and Durell.

Nine Senators having voted in the affirmative, and twelve Senators having voted in the negative, the negative prevailed, and the motion to vacate was lost.

On motion of Senator Fletcher, the Senate adjourned from the morning session.

(Afternoon)

The Senate re-assembled.

Third Reading

The following entitled bill was read a third time and passed:

House Bill No. 3, An Act relating to compensation of attaches of the Legislature and mileage of members and attaches at special session, relative to a certain capital improvement at the state Hospital, the continuation of allotments in certain cases, and to an extension of so-called daylight saving time.

On motion of Senator Tirrell, the Senate adjourned.

FRIDAY, APRIL 9, 1954

The Senate met according to adjournment.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has voted to non concur with the Honorable Senate in the passage of the following entitled bill, and asks for a Committee of Conference:

House Bill No. 3, An Act relating to compensation of attaches of the Legislature and mileage of members and attaches at special session; relative to a certain capital improvement at the State Hospital; the continuation of allotments in certain cases; and to an extension of so-called daylight saving time.

The Speaker has appointed as members of such committee on the part of the House, the Messrs. Chamberlain of Bath, Perley of Lebanon, and Kearns of Manchester.

On motion of Senator Cummings, the Senate voted to accede to the request of the House for a Committee of Conference on the above entitled bill.

The President appointed as members of such committee on the part of the Senate, Senators Cummings and Jones.

The President announced a Recess until 1 o'clock.

(Recess)

The Senate re-assembled.

On motion of Senator Durell, the rules were so far suspended as to permit the introduction of a Committee Report not previously advertised in the Journal.

Committee Report

Senator Durell, for the Joint Committee on Public Works and Judiciary, to whom was referred

House Bill No. 2, An Act relative to state Highway Layouts and award of damages.

Having considered the same, report that they are unable to agree, and recommend that the bill be referred to the Senate body.

The report was accepted.

The bill being on its second reading, was open to amendment.

Senator Cleveland offered the following amendment, and moved its adoption:

Amend section 1 of said bill by striking out the same and inserting in place thereof the following:

1. *State Highway Layouts.* Amend part 4, chapter 90, Revised Laws, as inserted by chapter 188, Laws of 1945, by inserting after section 17 the following new sections: 17-a. *Appeal by State.* After assessment and before tender of payment said commission shall report all facts relative to its contemplated awards to the governor and council; said governor and council shall make public a complete list of the awards contemplated showing the name of each owner and the amount of the award in each case; and the governor and council shall thereafter make an independent evaluation obtaining the services of competent consultants if in their opinion such are necessary. If the governor and council consider any award to any owner of land or other property to be excessive or not supported by the evidence, the governor and council shall so indicate on the said report. The governor and council may indicate a sum which they feel is supported by the evidence. Thereafter unless the owner accepts within seven days, excluding Saturdays, Sundays and holidays, an award, if any, indicated by the governor and council to be supported by the evidence, the commission instead of tendering directly to the owner shall deposit said sum awarded by the commission with the clerk of the superior court of the county in which the land so affected is situate and the owner shall be served personally by the clerk of the commission with notice of such deposit and, upon petition of the commissioner of public works and highways, the state shall have the same right of appeal and jury determination of award as is herein provided for aggrieved owners. Such deposit of said award and notice to the owner shall have the same force and effect as a tender of the award. The commission's certificate of tender shall recite the notation of the governor and council and the manner of tender. The clerk of the superior court shall pay over the sum deposited upon demand to the owner and the acceptance of such deposit by the owner shall not in any manner affect or prejudice the right of appeal of the state or the rights of the owner or be admitted in evidence at the trial by jury on the issues of damages. If such sum paid to the owner shall exceed the amount of final judgment, the court shall enter judgment against the owner for the amount paid to him in excess of final judgment.

17-b. *Keeping of Records.* In the making of all awards the

commission shall keep a complete record of all evidence considered by it in arriving at its awards and shall submit same to the governor and council with its report to them. The expense of such record shall be a charge against the highway fund.

Further amend said bill by inserting after section 2 the following new section: 3. *Appeals*. Amend section 17, part 4, chapter 90, Revised Laws, as inserted by chapter 188, Laws of 1946, by striking out said section and inserting in place thereof the following: 17. *Appeal of Assessment*. Any owner of land or other property who has not accepted payment of the sum tendered and who is aggrieved by the decision of the commission in the assessment of damages may appeal therefrom to the superior court for the county in which such land or other property is situate by petition within sixty days after the certificate of tender has been filed with the secretary of state, and not thereafter, and the court shall assess the damages by jury, or by the court without the jury, and award costs to the prevailing party.

Further amend said bill by renumbering section 3 to read section 4.

Senators Cleveland, Tirrell and Hayes spoke in favor of the adoption of the amendment.

Senators Fletcher, Packard, and Daniel spoke against the adoption of the amendment.

Question being stated: Shall the amendment be adopted, and on this question, Senator Cleveland demanded a Roll Call.

The Clerk proceeded to call the Roll.

The following named Senators voted in the affirmative: Senators Hayes, Kelley, Keller, Cleveland, Greene, Jackson, Paquette, Tirrell, Nelson, Caron, oJnes, Smalley, Graves and Durell. The following named Senators voted in the negative: Senators Cummings, Rowell, Fletcher, Packard, Heroux, Daniel, and Adams.

Fourteen Senators having voted in the affirmative and seven Senators having voted in the negative, the affirmative prevailed, and the amendment was adopted.

This bill being on its second reading, is open to further amendment.

Senator Cleveland offered the following amendment and moved its adoption:

Further amend said bill by inserting at the end the following: 4. *Fact Finding Committee on Highway Land Damage*. There is hereby created a committee of seven members to be known as the Fact Finding Committee on Highway Land Damage Awards. The committee shall explore the present procedures for awarding land damages resulting from the laying out or alteration of class I or II highways within the state included in the national system of interstate highways. The committee shall recommend to the 1955 session of the General Court, not later than March first, 1955, such changes as it may find desirable in making awards for such highway land damage.

The committee shall also review in the light of present procedures all land damage awards in excess of \$10,000 which have been made in the six months prior to the passage of this act and shall report their findings at the same time as the recommendations ordered in the preceding paragraph.

The seven members of the committee shall be appointed as follows: by the President of the Senate, two members of the Senate; by the Speaker of the House, two members of the House of Representatives; by the President and the Speaker, three residents of New Hampshire who are not members of the General Court, divided as follows: one attorney who is experienced in real estate values, one civil engineer skilled in the planning and construction of manufacturing plants; and one member experienced in appraising real estate both urban and rural. The appointments shall be made not later than May 15th, 1954. No more than four of the committee shall be members of the majority party.

The committee shall elect from its membership a chairman and a clerk. It shall keep full records of its studies and make them available to the General Court. The committee shall have authority to hold public hearings, to request information from all governmental departments and agencies, to require the appearances of witnesses, to require the cooperation of the Attorney General's office, and in general have the usual powers of a legislative committee. The first meeting of the committee shall be held within two weeks of its appointment and thereafter at the call of the chairman or by a majority of the committee.

Members of the committee shall be paid \$35 each day of meeting and their actual expenses.

There is hereby appropriated out of highway funds as much money as may be necessary to cover the expenses of the committee.

Further amend said bill by renumbering section 3 to read section 5.

On a *viva voce* vote, the affirmative prevailed, amendment adopted, and the bill as amended was ordered to a third reading this afternoon at 2 o'clock.

Committee of Conference Report

The Committee of Conference to whom was referred House Bill No. 3, "An Act relating to compensation and mileage of members and attaches of the legislature in special sessions and a certain capital improvement at the state hospital" have considered the matter and recommend that the Senate recede from the adoption of its amendment to section 1 of said bill and concur with the House relative to said section; that the House recede from its position of nonconcurrence in the amendments to said bill as adopted by the Senate relative to sections 3 and 4 and concur with the Senate in the adoption of said amendments, being sections 3 and 4; further recommend that the Senate and House concur in the adoption of the following amendments to said bill:

Amend the title of said bill by striking out the same and inserting in place thereof the following:

An Act relating to compensation and mileage of members and attaches of the legislature in special sessions, relative to a certain capital improvement at the state hospital, the continuation of allotments in certain cases and to so-called daylight saving time.

Further amend said bill by inserting after section 4 the following new section:

5. *Powers of the Governor and Council relative to Daylight Saving Time.* If during the period from the date of the passage of this act to the last Sunday of September 1954, the Commonwealth of Massachusetts repeals its statute relative to extending daylight saving time to the last Sunday of October the governor and council shall proclaim that the amendments to section 95 of chapter 51 of the Revised Laws, as provided by section 4 hereof, are hereby suspended for the year 1954 and

in that event the advanced time shall end in this state on the last Sunday of September, 1954, for 1954 only.

Further amend said bill by renumbering section 3 to read section 6.

EDWIN P. CHAMBERLIN

JOSEPH B. PERLEY

JOHN J. KEARNS

Conferees on the part of the House

C. C. CUMMINGS

MAURICE A. JONES

Conferees on the part of the Senate

On motion of Senator Cummings, the Committee of Conference report was adopted.

On motion of Senator Hayes, the Senate adjourned from the morning session.

The Senate re-assembled.

Afternoon Session

Third Reading of Bill

The following entitled bill was read a third time and passed, and sent to the House of Representatives for concurrence in Senate amendments.

House Bill No. 2, An Act relative to state highway layouts and award of damages.

Reconsideration

Senator Caron moved that the Senate reconsider its vote whereby it passed House Bill No. 2, An Act relative to state highway layouts and award of damages.

On a *viva voce* vote, the negative prevailed, and the motion to reconsider was lost.

The President declared a Recess, subject to the call of the Chair.

(Recess)

The Senate re-assembled.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has passed the following joint resolution, in the passage of which it asks the concurrence of the Honorable Senate:

House Joint Resolution No. 1, Joint Resolution in favor of Lloyd E. Fogg and others.

On motion of Senator Cummings, the rules of the Senate were suspended, reference to committee and printing dispensed with, and the above Joint Resolution was placed upon its third reading and final passage at the present time.

Senator Adams requested that the explanation of his negative vote on House Bill No. 2, An Act relative to state highway layouts and award of damages, be made a record, and that it be printed in the proceedings in today's Journal.

The President granted the above request.

I wish to recite and review for the record the reasons why I proposed and voted for the calling of this special session, and, in addition to enumerate the features which I believe must be included in *any* law enacted to deal with land damage assessments.

The State of New Hampshire has embarked upon a very ambitious program of highway construction which has already resulted in the taking of private property involving large sums of public money. The money to be paid for the property remaining to be taken for this purpose will undoubtedly total many times the expenditures to date. The Governor has in fact told us in his address of Tuesday and I quote, "At the present time 35 major highway jobs are under construction with 23 more to come prior to the end of this fiscal year." unquote. This adequately confirms to me the size and scope of our land taking problem. Further, the Governor said, and I quote, "If the citizen is dissatisfied with the award offered by a land damage commission, he can appeal to the courts. The Legislature, however, has not provided that the state, in its own interest may question any settlement which is made by a land damage commission," unquote. This is the situation that I believe we are here to correct.

Now to the features that I believe must be included in any bill we enact to deal with this problem.

(1). A board of review must be established to take action to protect the interests of the State in these matters. This board would of necessity have to enjoy the confidence of the general public.

(2). Machinery must also be established to enable this board to carry out its function, namely, to protect the interests of the State.

Today in committee I proposed measures which I felt would adequately do the job. I felt at that time that those measures contained the minimum of strength necessary. However, they were rejected. I stand ready to vote for any measure that contains the principles that I have named here today, but I will consistently vote against all others.

Attached hereto is H. B. No. 2 as amended in committee and reported out. This bill I am prepared to support.

Amend House Bill No. 2 by striking out all after the enacting clause and inserting in place thereof the following:

1. *State Highway Layouts.* Amend part 4, chapter 90, Revised Laws, as inserted by chapter 188, Laws of 1945, by inserting after section 17 the following new sections:

17-a. *Review by Board.* After assessment and before tender of payment the commission shall report all facts relative to its contemplated awards to the Highway Damage Review Board hereinafter established; said Highway Damage Review Board shall make public a complete list of the awards contemplated, showing the name of each owner and the amount of the award in each case; and the Highway Damage Review Board shall thereafter make an independent evaluation obtaining the services of competent consultants if in its opinion such are necessary. If upon review of a report of the commission on assessed damages the board finds that there is no reason to believe the sum assessed to be excessive or against the best interests of the state, the report shall be returned to the commission with the notation "approved" and the commission may then tender the payment of the sum assessed. If the Highway Damage Review Board considers that any award to any owner of land or other property is excessive and not supported by the evidence, said Board shall so indicate on the said report and thereafter said commission instead of tender direct to the owner shall deposit said sum awarded by the commission with the clerk of the superior court of the county in which the land so affected is

situate and the owner shall be served by the clerk of the commission with notice of such deposit in the manner provided by sections 6, 7, 8 and 9 of this part 4, and upon petition of said board through the attorney general, the state shall have the same right of appeal and jury determination of award as is herein provided for aggrieved owners. By agreement of the owner and the state damages may be assessed by the court without jury. Such deposit of said award and notice to the owner shall have the same force and effect as a tender of the award. The commission's certificate of tender shall recite the action of said board and the manner of tender. The clerk of the superior court shall pay over the sum deposited upon demand to the owner and the acceptance of such deposit by the owner, shall not in any manner affect or prejudice the right of appeal of the state or the rights of the owner or be admitted in evidence at the trial by jury on the issue of damage. If such sum paid to the owner shall exceed the amount of final judgment, the court shall enter judgment against the owner for the amount paid to him in excess of final judgment.

17-b. *Record of Commission Proceedings.* In the making of all awards the commission shall keep a complete record of all evidence considered by it in arriving at its awards and shall submit its proposed awards to the Highway Damage Review Board before making tender.

2. *Notices.* Amend section 5, part 4, chapter 90, Revised Laws, as inserted by chapter 188, Laws of 1945, by striking out said section and inserting in place thereof the following:

5. *Notice of Hearing.* The governor, with the advice of the council, or the commission appointed by the governor with advice of council, at least fourteen days previous to hearing, shall cause notice in writing of the time and place of hearing appointed by them, together with a description of the proposed location, to be given to each owner of and holder of lien of record upon land or other property over which such highway may pass, and to the clerk of any city or town in which such highway or alteration may be laid out.

3. *Appeal Board.* Amend part 4, chapter 90, Revised Laws, as inserted by chapter 188, Laws of 1945 and chapter 175, Laws of 1953, by inserting at the end thereof the following new sections:

25. *Board.* There is hereby created and there shall be a board to be known as the Highway Damage Control Board consisting of three persons known to possess knowledge of real estate and other related property and its value. No more than two members shall be of one political party.

26. *Appointment; Removal.* The members of the board shall be appointed by the governor with the advice of the council. Any member may be removed by the same appointing authority for inefficiency, neglect of duty, misfeasance or malfeasance in office. Before removal he shall be furnished with a copy of the charges against him and have an opportunity to be heard in defense.

27. *Term.* The term of office of each member shall be for three years beginning on May 1, 1954 except that the first appointments to the board shall be for the terms of one year, two years and three years, respectively, as designated in their respective appointments. The governor with the advice of the council shall designate annually one member of the board as chairman, and another as secretary. The members so designated shall serve in such capacities until the expiration of their terms of office, or until vacancies occur, and thereafter such designation shall be made upon the expiration of the term of office of any member and the appointment of a successor.

28. *Compensation of Board Members.* The members of the Highway Damage Review Board shall be paid twenty dollars a day, each, for such time as they are actually engaged in the services of the state and their actual expenses. Such compensation shall be a charge upon the state department of public works and highways funds.

29. *Vacancy.* Removal of residence of a board member from the state shall create a vacancy. Whenever a vacancy occurs an appointment shall be made for the unexpired term by the governor with the advice of the council.

30. *Quorum.* A majority of the members shall constitute a quorum for the transaction of the business and the performance of the duties of the board.

31. *Meetings.* Meetings of the board shall be held at the request of the commission, or at the call of the chairmen of the board, or at the request of any two members thereof. Notice of any request or call for a meeting shall be mailed to all members of the board at least five days prior to the time of the

meeting, except that such notice may be waived by the unanimous consent of all three members of the board.

32. *Payment of Commission Assessments.* As of the elective date of this act all pending and unconsummated awards by layout commissions shall be reported to the board and shall be processed as provided in this act.

33. *Severability.* If any provision hereof or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications hereof which can be given effect without the invalid provision, and to that end the provisions hereof are declared to be severable.

4. *Takes Effect.* This act shall take effect upon its passage.

Senator Fletcher requested that his objections to House Bill No. 2, An Act relative to state highway layouts and award of damages, be printed in the Journal.

The President granted the above request.

Mr. President.

When Edgecomb failed to sign off their rights, and when we failed to take positive action, I decided to talk.

This, in my opinion, is a case of premeditated grand larceny.

Edgecomb Steel Company came to Nashua in 1951, and prior to its coming there was a plan on record for several years to by-pass the city of Nashua with a highway.

These plans and surveys were started by the city of Nashua in 1945 with federal funds, and abandoned when the state became interested to take over. The state followed the same plans.

There were aerial maps made by the State Highway Department in 1950, and by those maps it is shown there was no other way for the road to go without tremendous additional cost.

The layout commission was directed to lay out the road, and, as a layout commissioner said, they had to take the land at any price.

The land had been owned by the Porter Realty Company. Up until the time the road was started the highway department, as can be substantiated by the commissioner, thought the

location was still a vacant lot. It showed that way on the aerial maps taken prior to 1952.

There was no other way to go. One way the highway would go through a housing development, and another way it would go through a cemetery. And further west it would require a mile-long bridge to cross a pond and bog.

In July, 1951, the Porter Realty Company sold the land to Edgcomb Steel Company, for about \$7,000. It was well known for years by the city of Nashua departments where the by-pass must go.

The building was built in 1952, and the architectural plans were made up at that time to show that a great deal of land space would be needed for expansion.

I don't know whether this company is able to expand. Their net worth is about \$150,000. With that net worth it does not seem that they could expand to any tremendous amount.

When the layout commissions take over land they usually come back and make a tender to the landowner within a few days. In the Edgcomb case the Highway Department could have paid this award out of the revolving fund. But the Commissioner refused because of circumstantial evidence that it should not be paid. It was suggested to the Governor and Council that the award be reviewed by the court.

I had hoped it would not be necessary for me to bring this out. And it would not have been necessary if there had been any chance of enacting a proper safeguard law.

The layout commissioners have made a written commitment in this case. It is unusual. And, according to the highway department, it had not been done before. A commitment has been made. I asked their attorney if Edgcomb would release any possible claim or agreement against the state, and he refused to give me a direct answer.

An advisor to the Public Works and Highway Department said in my presence and in the presence of two other senators, "it is possible this company can come in, request payment under this commitment, and, if unable to obtain it, can go to court, without a review of the merits of the damage award, and request the state to honor the commitment.

If the company had relinquished whatever right it felt

it had under that commitment, I would not be talking at this time.

This is the biggest steal since the Story-Cote case has come before this state. And I will not be a party to setting up a phoney investigation committee.

You can try to whitewash it, but it will still be a steal. The public will not like it.

You came in here to try to enact a law which would protect the taxpayers. That is all the sponsors of the special session wanted. Unfortunately there has been a lot of underhanded dealings since we have assembled.

I have the highest regards for the governor as a man. In my opinion he would do nothing dishonest. But they have been pitching so many curve balls by him that he does not know what it is all about. However, he may be coming aware of the situation. I hope so. But I believe that through certain of his business connections he is in a position where he must now stand his grounds.

What happened will always stink, and no matter how much deodorant you throw on it, it will still stink.

Another Story-Cote affair is not going to help the lawmakers of this state.

I say that we must not pass this whitewash bill. It is obvious that it simply permits the governor and council to judge on their past action.

I, for one, want to go on record against this bill.

If necessary I will take the floor to give you more information and circumstances, but it might bring in the names of some prominent people, and I am reluctant to do that.

Senator Packard requested that his objections to House Bill No. 2, An Act relative to state highway layouts and award of damages, be printed in the Journal.

The President granted the above request.

Mr. President and Members of the Honorable Senate.

I arise to oppose the passage of the amendment to House Bill No. 2 which is now before us for consideration on the basis that it is inadequate and does not fully achieve the purposes for which this special session was called.

Any law to be passed by this body should be sufficiently

strong to safeguard against any future excessive or unjustified land damage awards.

The amendment before us is a very poor proposal to solve the serious problems we came here to consider. This amendment will be unworkable, expensive to operate, and will serve only to further delay the consummation of the payments of fair assessments. It is also extremely doubtful that it will provide proper safeguards.

I am prepared, if this amendment now before us is defeated, to offer an amendment which is a modification to House Bill No. 1, as printed in yesterday's journal of the House of Representatives.

By considerable effort, certain objections to House Bill No. 1 in its original form have been eliminated, and now in its modified form it will still be a completely workable and adequate enactment to accomplish the full purpose of the call for this special session by its sponsors.

At this point I wish to clearly state that certain legislators, who have apparently been in opposition to this special session, have done everything possible in the interest of political expediency, to defeat any attempt at sound legislation pertaining to land damage awards.

I further accuse them of sabotaging the true and real purposes for which we are here assembled.

On motion of Senator Cleveland, seconded by Senator Rowell, George Martin was unanimously elected Messenger of the Senate, replacing Rene Dufort.

The President declared a Recess, subject to the call of the Chair.

(Recess)

The Senate re-assembled.

The Clerk proceeded to call the Roll.

All members were present with the exception of Senator Knox, who was excused because of illness.

House Message

The following message was received from the House of Representatives, by its Clerk:

Mr. President:

The House of Representatives has voted to adopt the Committee of Conference report on House Bill No. 3, An Act relating to compensation of attaches of the Legislature and mileage of members and attaches at special session, relative to a certain capital improvement at the State Hospital, the continuation of allotments in certain cases, and to an extension of so-called daylight saving time.

The message further stated that the House of Representatives has voted to adopt the following Concurrent Resolution, in the adoption of which it asks the concurrence of the Honorable Senate:

Resolved, By the House of Representatives, the Senate concurring, that a committee of ten, one from each county, be appointed to join with such committee as the Senate may designate to wait upon His Excellency, the Governor, and inform him that the Legislature has completed the business of the session and is ready to receive any communication he may be pleased to make.

The Speaker appointed as members of such committee on the part of the House, Messrs. Henderson of Berlin, Horner of Thornton, Angus of Claremont, Dort of Chesterfield, Cooper of Nashua, Ferguson of Pittsfield, Downs of Conway, Gardner of Gilford, St. Pierre of Rochester, and Merrill of Hampton.

On motion of Senator Hayes, the Senate voted to concur in the Concurrent Resolution sent up from the House of Representatives.

Pursuant to the above Concurrent Resolution, the President appointed as members of such committee on the part of the Senate, Senators Greene, Jackson and Caron.

Bills Engrossed

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled House Bills and House Joint Resolution:

House Bill No. 2, An Act relative to state highway layouts and award of damages.

House Bill No. 3, An Act relating to compensation and mileage of members and attaches of the Legislature in special sessions, relative to a certain capital improvement at the State

Hospital, the continuation of allotments in certain cases and to so-called daylight saving time.

House Joint Resolution No. 1, Joint Resolution in favor of Lloyd E. Fogg and others.

NORMAN PACKARD,

For the Committee

Senator Jackson, for the Joint Committee appointed to wait upon His Excellency, the Governor, and inform him that the Legislature had completed the business of the session, and is ready to receive any communication he might be pleased to make, reported that they had attended to their duty and had been informed by His Excellency that he would in person make a communication to the Legislature.

Hon. Members of the Senate:

Four days ago I requested that you, consistent with adequate deliberation, make every effort to conclude your business as rapidly as possible. It is with deep sincerity that I now commend you upon having acted with such dispatch in the handling of your business. Certainly all taxpayers of our state should recognize that you have expended arduous hours in the past few days to complete your job in such a relatively short time.

The only other matter I would like to place upon the record of these proceedings is a strong positive statement that at no time, either prior to or during this Session, did I do or attempt to do anything to prevent the calling of yourselves into Session or to influence the direction of any legislation during your deliberations.

I give to you the absolute oath that I never, either directly or indirectly, advised any legislator to vote either for or against the convening of this Session.

Although this administration was the first to suggest to the Legislative Council the need for remedial legislation regarding land damage awards, I make the further absolute statement that at no time have I endeavored, either directly or indirectly, to influence the passage or defeat of any Bill in either House during the past four days.

As individual legislators, each of you know these things to be true!

Please know that the administration hopes you will find occasion in the coming months either to visit us personally in Concord, or to let us be of service in any way possible.

Because this may possibly be the last time I will have the opportunity of addressing you, may I say that my associations with this Legislature have been one of the pleasantest experiences of the many which I have enjoyed since I have had the honor of being your Governor.

I have been informed by the Joint Committee of the Senate and House of Representatives that you have completed the business of the session. Therefore, now, by the authority vested in me as Governor, I do hereby declare the General Court of New Hampshire adjourned to the last Wednesday in December in the year of our Lord one thousand nine hundred and fifty-four.

As you now leave for your communities, may I wish each of you Godspeed.

Benediction was offered by the Chaplain of the Legislature, Reverend Austin Reed of Goffstown.

And thereupon the President, in accordance with the proclamation of His Excellency the Governor, and by virtue of the authority vested in him, declared the Senate adjourned to the last Wednesday in December in the year of our Lord, one thousand nine hundred and fifty-four.

BENJAMIN F. GREER,
Clerk

A true copy: Attest:

BENJAMIN F. GREER,
Clerk

